



**MINUTES OF SPECIAL COUNCIL MEETING OF THE FRANKSTON CITY COUNCIL
HELD IN THE CIVIC CENTRE, DAVEY STREET, FRANKSTON
ON 20 MAY 2019 at 7.03PM**

PRESENT	Cr. Michael O'Reilly (Mayor) Cr. Colin Hampton Cr. Glenn Aitken Cr. Brian Cunial Cr. Steve Toms Cr. Quinn McCormack Cr. Kris Bolam Cr. Lillian O'Connor
APOLOGIES:	Cr. Sandra Mayer
ABSENT:	Nil.
OFFICERS:	Mr. Dennis Hovenden, Chief Executive Officer Dr. Gillian Kay, Director Community Development Mr. Phil Cantillon, Director Community Assets Ms. Brianna Alcock, Manager Governance and Information Mr. Luke Walker, Acting Manager Financial and Corporate Planning Ms. Tenille Craig, Councillor Support Officer
EXTERNAL REPRESENTATIVES:	Ms. Prue Digby, Municipal Monitor

COUNCILLOR STATEMENT

Councillor Toms 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."

PRAYER

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

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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

Chairperson’s initials



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Chairperson's initials



1. APOLOGIES

Apology

Council Decision

Moved: Councillor Hampton

Seconded: Councillor Cunial

That the apology be received and Councillor Mayer be granted leave from the meeting.

Carried Unanimously

2. DISCLOSURES OF INTEREST AND DECLARATIONS OF CONFLICT OF INTEREST

Nil

3. HEARING OF PUBLIC SUBMISSIONS

Nil.

4. CONSIDERATION OF REPORTS OF OFFICERS

4.1 Adoption of Annual Budget 2019-2020

(KJ Corporate Development)

Recommendation (Director Corporate Development)

That Council:

1. Adoption of the Annual Budget 2019-2020

1.1 Fund additional projects not currently included in the proposed Annual Budget 2019-2020 and offset by other sources totalling **\$250,000**:

- Additional \$250,000 for Downs Estate Stage 2 to be funded from \$90,000 Open Space Reserve – Seaford and \$160,000 from ‘2855’ – Fairy Bud lighting at various locations
- Rename the capital project title ‘Centenary Park Golf Course – pro shop’ to read ‘Centenary Park Golf Course – extension including pro shop’

1.2 Having complied with the requirements of the Local Government Act (1989), and having considered, at the Special Meeting held on 8 May 2019, five (5) written and two (2) verbal submissions received on the proposed 2019-2020 Annual Budget. The following operating amendment total **\$10,000**:

- Council endorses the approval of a contribution towards a business case for the Youth Council to assist youth homelessness in the Frankston municipality. Council will also lobby with Victorian and Federal Government to match funding (\$10,000 operating one-off expenditure). The CEO will identify the savings from the Annual Budget 2019-2020 to fund this operating item.

Advises submitters in writing of its decision in relation to their submissions on the proposed Annual Budget 2019-2020.

Council received two (2) late submissions that were received after the closing date of 7 May 2019. Councillors have been provided with copies of these submissions and have the option to consider them before adoption of the 2019-2020 Annual Budget.

1.3 Resolves to commit the following capital amendment to the 2019-2020 Mid-Year Budget process totaling **\$80,000**:

- Council endorses the provision for Lloyd Park for planning, design and consultation work (\$80,000 capital one-off cost).

1.4 Adopts the proposed Annual Budget 2019-2020 in addition to agreed amendments from 1.1 and 1.2.

1.5 In accordance with Section 130(2) of the Local Government Act (1989), authorises the Chief Executive Officer to give public notice of its decision to adopt the Annual Budget 2019-2020.

2. Declaration of Rates and Charges

Declares the following rates and charges:

An amount of \$125,925,657 (or such other amount as is lawfully raised as a consequence of this Resolution) be declared as the amount which Council intends to raise by general rates and the annual service charge (described later in this Resolution), which amount is calculated as follows:

General Rates⁽¹⁾ \$89,081,546

Annual Service Charges \$36,844,111

(1) excludes supplementary rates

2.1 General Rates

2.1.1 A general rate be declared in respect of the 2019-2020 Financial Year.

Chairperson's initials



- 2.1.2 It be further declared that the general rate be raised by the application of differential rates.
- 2.1.3 A differential rate be respectively declared for rateable land having the respective characteristics specified below, which characteristics will form the criteria for each differential rate so declared:
- 2.1.3.1 Derelict Land (Attachment A)
- Derelict land, being land on which a dwelling or building is erected and is in a dilapidated state, and any other Council guidelines which may be in operation from time to time).
- 2.1.3.2 Retirement Village Land (Attachment B)
- Land in retirement villages on which a flat or unit has been constructed.
- 2.1.3.3 Acacia Heath Land (Attachment C)
- Land located in the Acacia Estate at 560-600 McClelland Drive (consisting of 110 lots in plans of subdivision 446669/70, 448786/7/8, 512750 531862/63, 537447 and 546857/58).
- 2.1.3.4 Commercial Land (Attachment D)
- Any land which is used primarily for the purposes of a commercial land including developed and vacant land.
- 2.1.3.5 Farm Land (Attachment E)
- Any land which is primary used for the purposes of farming.
- 2.1.3.6 Industrial Land (Attachment F)
- Any land which is used primarily for the purposes of an industrial land including developed and vacant land.
- 2.1.3.7 Vacant Residential Land (Attachment G)
- Any land which is zoned residential under the relevant Planning Scheme and on which there is no building that is occupied or adapted for occupation.
- 2.1.3.8 Other Land (Attachment H)
- Any land which does not have the characteristics of Derelict, Retirement Village, Acacia Heath, Commercial, Industrial, Vacant Residential or Farm Land.
- 2.2 Each differential rate will be determined by multiplying the Capital Improved Value of each rateable land (categorised by the characteristics described in paragraph 2.3 of this Resolution) by the relevant percentages indicated in the following table:
- A general rate of 0.2320% for all rateable Other Land: and
 - A general rate of 0.1740% for all rateable Retirement Village Land; and
 - A general rate of 0.2900% for all rateable Commercial Land; and
 - A general rate of 0.2900% for all rateable Industrial Land; and
 - A general rate of 0.2458% for all rateable Acacia Heath Properties; and
 - A general rate of 0.2900% for all rateable Vacant Residential Land: and
 - A general rate of 0.1856% for all rateable Farm Land; and
 - A general rate of 0.6959% for all rateable Derelict Land.
- 2.3 It be recorded that Council considers that each differential rate will contribute to the equitable and efficient carrying out of Council functions, and that:

- 2.3.1 The respective objectives of each differential rate be those specified in the Schedule to this Resolution;
- 2.3.2 The respective types or classes of land which are subject to each differential rate be those defined in the Schedule to this Resolution;
- 2.3.3 The respective uses and levels of each differential rate in relation to those respective types or classes of land be those described in the Schedule to this Resolution; and
- 2.3.4 The relevant
- (a) uses of;
 - (b) geographical locations of; and
 - (c) planning scheme zonings of; and
 - (d) types of buildings on the respective types or classes of land be those identified in the Schedule to this Resolution; and
- 2.4 A municipal charge of \$163.10 be declared in respect of the 2019-2020 financial year.
- 2.5 An annual service charge be declared in respect of the 2019-2020 financial year for the collection and disposal of refuse.
- 2.6 The annual service charge be in the sum of, and be based on the criteria specified below:
- \$380.20 for rateable and non-rateable land where a waste collection service with a 120 litre mobile garbage bin is applicable;
 - \$302.70 for rateable and non-rateable land where a waste collection service with an 80 litre mobile garbage bin is applicable;
 - \$356.00 for rateable and non-rateable land where a fortnightly waste collection service with a 120 litre mobile garbage bin is applicable;
 - \$278.60 for rateable and non-rateable land where a fortnightly waste collection service with an 80 litre mobile garbage bin is applicable;
 - \$380.20 for rateable and non-rateable commercial land where a waste collection service with a 120 litre mobile garbage bin is applicable;
 - \$302.70 for rateable and non-rateable commercial land where a waste collection service with an 80 litre mobile garbage bin is applicable;
 - \$203.20 for rateable and non-rateable commercial land where a recycling collection service mobile garbage bin is applicable;
 - Where additional bins are supplied, an additional \$380.20 for each 120 litre mobile garbage bin and \$302.70 for each 80 litre mobile garbage bin is applicable;
 - \$145.50 for rateable and non-rateable land where a weekly green waste collection service is provided;
 - \$572.20 for rateable and non-rateable land where a waste collection service with a 240 litre mobile garbage bin is applicable.
- 2.7 Rebates & Concessions

Council has entered into agreements with the Ministry of Housing to assess 50% of the general rate for certain purpose built units for older persons.

Council has entered into agreements with the Baxter Village to assess 52.5% of the general rate for certain purpose built units for older persons.

Council also provides concessions of 40%, 60%, 70% and 75% of the relevant rate for qualifying properties under the *Cultural and Recreational Lands Act*.

2.8 Incentives

No incentive be declared for early payment of the general rates and annual service charge previously declared.

2.9 Consequential

2.9.1 It be recorded that Council requires any person to pay interest on any amount of rates and charges to which:

2.9.1.1 that person is liable to pay; and

2.9.1.2 have not been paid by the date specified for their payment.

2.9.2 The Chief Executive Officer be authorised to levy and recover the general rates and annual service charge in accordance with the Local Government Act (1989).

Council Decision

Moved: Councillor Bolam

Seconded: Councillor Aitken

That Council:

1. Adoption of the Annual Budget 2019-2020

1.1 Fund additional projects not currently included in the proposed Annual Budget 2019-2020 and offset by other sources totalling **\$250,000**:

- Additional \$250,000 for Downs Estate Stage 2 to be funded from \$90,000 Open Space Reserve – Seaford and \$160,000 from '2855' – Fairy Bud lighting at various locations
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1.3 Resolves to include further capital amendments totaling **\$70,000** for the following:

- Allocates \$70,000 for a lighting feature and signage at the Seaford foreshore (capital one-off cost)

Council resolves to remove the following item from the 2019-2020 Capital Works Program budget totalling **\$70,000**:

- Nepean Highway Boulevard Plan - **\$70,000**

1.4 Resolves to commit the following capital amendment to the 2019-2020 Mid-Year Budget process totaling **\$80,000**:

- Council endorses the provision for Lloyd Park for planning, design and consultation work (\$80,000 capital one-off cost).

1.5 Adopts the proposed Annual Budget 2019-2020 in addition to agreed amendments from 1.1 and 1.2.

Chairperson's initials



- 1.6 In accordance with Section 130(2) of the Local Government Act (1989), authorises the Chief Executive Officer to give public notice of its decision to adopt the Annual Budget 2019-2020.

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2.9.1.2 have not been paid by the date specified for their payment.

2.9.2 The Chief Executive Officer be authorised to levy and recover the general rates and annual service charge in accordance with the Local Government Act (1989).

Carried

For the Motion: Crs Aitken, Bolam, Cunial, McCormack, O'Connor and Toms

Against the Motion: Crs Hampton and O'Reilly

5. URGENT BUSINESS

Nil.

Chairperson's initials



The meeting was closed to the public at 7.18 pm

CONFIRMED THIS

DAY OF

2019

.....
CHAIRPERSON

AUTHORITY TO STAMP INITIALS ON MINUTES

I, Cr. Michael O'Reilly, Chairperson – Council Meeting hereby authorise the use of an electronic stamp of my initials to initial each page of these Minutes of the Council Meeting held on Monday, 20 May 2019, confirmed on Monday, 3 June 2019.

.....
(Cr. Michael O'Reilly, Chairperson – Council Meeting)

Dated this

day of

2019