



**MORNINGTON  
PENINSULA**  
*Shire*

**MINUTES**

**COUNCIL MEETING**

**TUESDAY, 23 SEPTEMBER 2025**

**6:30PM**

**MUNICIPAL OFFICES  
BESGROVE STREET, ROSEBUD**

## MORNINGTON PENINSULA SHIRE COUNCIL

### WARDS AND COUNCILLORS

<b>Beek Beek</b>	<b>Cr Kate Roper</b>
<b>Benbenjie</b>	<b>Cr Max Patton</b>
<b>Briars</b>	<b>Cr Anthony Marsh</b>
<b>Brokil</b>	<b>Cr Patrick Binyon</b>
<b>Coolart</b>	<b>Cr David Gill</b>
<b>Kackeraboite</b>	<b>Cr Stephen Batty</b>
<b>Moorooduc</b>	<b>Cr Bruce Ranken</b>
<b>Nepean</b>	<b>Cr Andrea Allen</b>
<b>Tanti</b>	<b>Cr Paul Pingiaro</b>
<b>Tootgarook</b>	<b>Cr Cam Williams</b>
<b>Warringine</b>	<b>Cr Michael Stephens</b>

### EXECUTIVE TEAM

<b>Mr Mark Stoermer</b> <b>Ms Cheryl Casey</b> <b>Ms Sam Stanton</b> <b>Mr David Simon</b> <b>Mr Davey Smith</b> <b>Mr Mark Schubert</b>	<b>Chief Executive Officer</b> <b>Acting Director – Community Strengthening</b> <b>Director – Corporate Strategy and Business Improvement</b> <b>Acting Director – Planning and Environment</b> <b>Director – Assets and Infrastructure</b> <b>Acting Chief Financial Officer</b>
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### RECORDING

Please note that this Council Meeting was livestreamed to the Mornington Peninsula Shire's YouTube channel and a recording of the meeting is available on the Shire's website.

Recording of persons in the public gallery is not intended but may occur incidentally. By attending this meeting, you consent to being filmed at the meeting and the possible use of subsequent recordings in a live streaming or published video of the meeting.

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# 1 OPENING AND WELCOME

Meeting opened at 6.51pm

Appointed Chairperson – Mayor, Cr Anthony Marsh

## 1.1 Acknowledgement of Country

(Read by Cr Binyon)

*Mornington Peninsula Shire acknowledges the Bunurong people, who have been the custodians of this land for many thousands of years; and pays respect to their elders past and present. We acknowledge that the land on which we meet is the place of age-old ceremonies, celebrations, initiation and renewal; and that the Bunurong peoples' living culture continues to have a unique role in the life of this region.*

## 2 PROCEDURAL MATTERS

### Present

Mayor, Cr Anthony Marsh (Chairperson)  
Cr Andrea Allen  
Cr Stephen Batty  
Cr Patrick Binyon  
Cr David Gill  
Cr Max Patton  
Cr Paul Pingiaro  
Cr Bruce Ranken  
Cr Kate Roper  
Cr Michael Stephens

Mr Mark Stoermer, Chief Executive Officer

### 2.1 Apologies

Cr Kate Roper

### 2.2 Disclosure of Conflicts of Interest Pursuant to Sections 126 – 131 of the *Local Government Act 2020*

Nil.

### 2.3 Confirmation of Minutes

#### RECOMMENDATION

That the Minutes of the previous Council Meeting held on 2 and 16 September 2025, be confirmed.

#### COUNCIL DECISION

**Moved:** Cr Batty  
**Seconded:** Cr Pingiaro

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## 2.4 Councillor Briefing Sessions

### RECOMMENDATION

That Council receives and notes the record of Councillor Briefing Sessions for 9 September 2025.

### COUNCIL DECISION

**Moved:** Cr Pingiaro  
**Seconded:** Cr Batty

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## 2.5 Council Decision Register

### RECOMMENDATION

That Council receives and notes the Decision Register Summaries for 2020 and 2022-2025 (Attachments 1-5) as at 15 September 2025.

### COUNCIL DECISION

**Moved:** Cr Pingiaro  
**Seconded:** Cr Batty

**That the recommendation be adopted.**

**For:** Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Cr Gill

**Carried**

**2.6 Petitions and Joint Letters**

**RECOMMENDATION**

That Council receives and notes the petition requesting a new premises to be built for the Hastings Senior Citizens.

**COUNCIL DECISION**

**Moved: Cr Stephens**

**Seconded: Cr Williams**

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## 2.7 Public Question Time

### Customer Requests

Fred Crump, a resident of Hastings asked the following question:

*Two weeks before my trip to Japan, 15 written requests were sent to the Council which came under the Council's responsibility. Only 2 requests were carried out. Still no trolley removal, no new signage, potholes, graffiti and no action and any other places in Hastings. What's going on?*

Council advises that the Shire received a total of 11 requests from Mr Crump during August 2025. Where the Shire is the responsible authority, your requests have been submitted to the appropriate teams for action. Eight requests have since been completed while three requests remain open. Of the three remaining cases, one has been inspected and subsequent works scheduled, one has been inspected to determine the ;;works required, and the third is awaiting an inspection. Once the works have been completed on each of the requests, you will be notified by your preferred method of communication.

### Agroforestry

Fred Crump, asked another question:

*Hundreds of native trees have been cut down at random and destroying our great oxygen and food producers of the world. Why isn't this and other departments promoting more agroforestry to short sighted farmers?*

Council advises on any lot greater than 4000 square metres a planning permit is required to remove vegetation that is native to Victoria. The loss from the removal of native vegetation is required to be offset to compensate for the biodiversity value of native vegetation. Offsets are typically required to occur in the Port Phillip and Westernport Bioregion. Agroforestry or replacement planting are not obligated under the guidelines but can be an excellent way to increase revenue from a farm and simultaneously delivery agroecological outcomes. Council's Food Economy and Agroecology Strategy supports farmers to trial and adopt regenerative farming practices including agroforestry and we have in recent years held talks about the benefits and applications for well-designed agroforestry.

Without knowing exactly which private properties have had vegetation removed Council is unable to provide a more specific response. If members of the public are concerned about the removal of native vegetation from private property, they can report their concerns directly to Council and we will investigate.

### Water Safety Education

Dale Stohr, a resident of Crib Point asked the following question:

*With the Victorian Government failing to fund water safety advertising in local newspapers on the Mornington Peninsula last year, what community awareness and education campaigns (such as local newspaper ads, outdoor billboards (e.g. Peninsula Link freeway) and social media) are planned by Mornington Peninsula Shire for summer season 2025/2026?*

Council advises that the number of drownings across the Mornington Peninsula and neighbouring coastal councils is unacceptably high. Mornington Peninsula Shire, Bass Coast Shire Council, and several inland councils, collaborated with Life Saving Victoria (LSV) to produce the Bass Coast and Mornington Peninsula Cross-Council Working Group, Water Safety Framework to assist agencies in preparing localised plans for improving water safety. The statistics are alarming: there is a 99% chance that a drowning will occur on the Mornington Peninsula in any given year.

Mornington Peninsula Shire and Belgravia Leisure are developing a local water safety plan to promote water safety across the peninsula through communications such as:

- Social media tiles and short videos to promote water safety, swimming at patrolled beaches and the story of a mother whose son drowned at a Mornington Peninsula beach.
- Conducting information sessions and research into the current warning signs at beaches, to provide recommendations for improvements, particularly for visitors, including culturally and linguistically diverse communities (CALD), overseas visitors and inexperienced swimmers.
- Brochures for Short Stay Rental Accommodation providers, for the information of guests.
- Information sessions at community connection points that included dedicate water safety sessions.
- Contacting Peninsula Link seeking approval for strategically positioned variable message signs (VMS) on the freeway and other Council owned locations.

Water safety also features in the Community Disaster Resilience Plan, recently released for public consultation.

Mornington Peninsula Shire, in partnership with LSV, Belgravia Leisure and other agencies is taking a lead role promoting water safety and working towards reducing the number of preventable drownings on the peninsula for the 2025/2026 summer period and beyond. If any members of the community have suggestions on broadening the reach of our current communications, they can contact the Community Resilience and Emergency Management team for a discussion and provide that input.

### **Motion to reduce employee costs by \$5 million**

Anja Ottensmeyer, a resident of Mount Martha Submitted that following question:

*At the 6 May Council Meeting, Council passed a motion to reduce Employee Costs by \$5 million. Can Council explain how this motion complies with the operational boundaries established under the Act — and whether legal or governance advice was obtained to confirm its lawfulness?*

Council advises that the *Local Government Act 2020* (the Act) draws a clear distinction between the role of Council and the role of the Chief Executive Officer (CEO). Staffing matters are explicitly the responsibility of the CEO as set out in section 46 of *the Act*. This includes appointing the staff necessary to enable Council's functions to be performed. *The Act* also requires the CEO to ensure that the decisions of the Council are implemented without undue delay. *The Act* does not give the responsibility to the CEO for setting the level of employee costs within the budget.

Council's role is to provide high-level strategic direction and exercise budgetary oversight which includes determining overall budget allocations – of which employee costs are one component. Council does not and cannot direct how the CEO manages staffing to meet those budgetary settings.

For clarity, the Council sets the budget, and the CEO determines how best to manage the workforce to meet that budget.

**Federal Election Forum**

Anja Ottensmeyer asked another question:

*Does Council consider its involvement in the federal election — through both the candidates' forum and the pledge tracker — to have been appropriate in terms of maintaining neutrality and staying within its role as a local government body?*

Council advises that the run up to federal and state elections provides a crucial opportunity for Council to promote advocacy priorities, on behalf of our community.

The Pledge Tracker did not endorse any political party or candidates and provided an unbiased account of political campaign financial commitments.

To help our community stay informed, the tracker promoted transparency and accountability during the federal election campaign, highlighting formal pledges made by candidates which funded local community projects and initiatives.

The Pledge Tracker stipulated clear criteria including new election commitments requiring formal documentation, sufficient detail and a specific local financial commitment.

By hosting Community Election forums, the Shire provides a neutral platform for political candidates and enables the community to directly hear candidates address key community concerns and present their vision and priorities for the Mornington Peninsula.

**Climate Plan**

Greg Holland, a resident of Main Ridge Submitted that following question:

*The Peninsula Climate Alliance has recently sent an Open Letter to Councillors urging the creation of a replacement Climate Plan that includes mitigation measures to help reduce carbon emissions. Will Council commit to including these important measures, and consulting widely with the community in the development of this Plan?*

Council advises that as this issue is due to be debated in this meeting therefore a specific answer was not appropriate from the Chief Executive Officer (CEO) as to do so would bias the discussion.

However, the CEO confirmed that Council is working with members of the public on the Climate Plan.

**QUESTIONS WITHOUT NOTICE**

No questions were received without notice.

### 3 COUNCILLORS AND DELEGATES REPORTS

#### **Canberra Advocacy Trip** (Cr Anthony Marsh)

On Tuesday, 26 August, I travelled to Canberra with our Chief Executive Officer (CEO), Mark Stoermer, as part of the Committee for Frankston and Mornington Peninsula delegation. We joined our Frankston City counterparts for a full day of back-to-back meetings with Ministers and Shadow Ministers. I want to begin by sincerely thanking Jodie Belyea, Federal Member for Dunkley, Zoe McKenzie, Federal Member for Flinders, and Josh Sinclair, CEO of the Committee, for coordinating such a strong program and making the trip possible.

Together, we met with:

- Senator Murray Watt, Minister for Environment. We discussed the Renewable Energy Terminal proposed for Hastings and how, under the bilateral agreement between the State and Commonwealth, the project will now progress through the Environmental Effects Statement process. We emphasised both the opportunity to contribute to national renewable energy targets and the importance of protecting Western Port's Ramsar wetlands.
- The office of Sam Rae, Minister for Aged Care. We highlighted the National Centre for Healthy Ageing at Frankston and raised the urgent need for redevelopment at Rosebud Hospital.
- Clare O'Neil, Minister for Housing, Homelessness and Cities. We spoke about record levels of homelessness on the Mornington Peninsula and the importance of federal housing and crisis support.
- The office of Catherine King, Minister for Infrastructure. We discussed the Emil Madsen Reserve redevelopment and raised transport priorities, including the Stony Point line. Importantly, we also received confirmation that Labor's federal election pledges are moving forward, with more detail expected in December's mid-year economic and fiscal outlook.
- Senator Anne Ruston, Shadow Minister for Health and Ageing. We again raised Rosebud Hospital and the significance of the Healthy Ageing Centre.
- Dr Anne Webster, Shadow Minister for Regional Development and Local Government. We discussed workforce shortages, financial assistance grants and the inequity of federal funding to our region.
- Senator Andrew Bragg, Shadow Minister for Housing and Homelessness. We pressed the case for support, given the serious housing stress and disadvantage in our community.

In addition to these meetings, we attended Question Time in the House of Representatives, where the Speaker gave us a special call-out as Zoe McKenzie's guests. That ensured the Mornington Peninsula was visible at the highest level of our national Parliament.

The trip reinforced the value of councils and industry working together with a united voice. It put the Peninsula's key priorities in housing, health, environment and infrastructure squarely on the national agenda.

I again thank Jodie, Zoe and Josh for their leadership and hard work in organising this important advocacy event, and I thank our CEO for joining me in representing the Mornington Peninsula community in Canberra.

#### **South East Councils Climate Change Alliance** (Cr Michael Stephens)

#### **Peninsula Advisory Committee for Elders** (Cr Cameron Williams)

**Health and Wellbeing Committee** (Cr Cameron Williams)

## 4 MANAGEMENT REPORTS

### PLANNING & ENVIRONMENT

#### 4.1 Planning Scheme Amendment C243morn (Mornington Peninsula Technology, Industry & Business Park, Somerville) - Panel Report and Adoption

##### RECOMMENDATION

That Council:

1. Receives and considers the Planning Panel Report for Amendment C243morn to the Mornington Peninsula Planning Scheme dated 24 June 2025 as at Attachment 1 to this report, in accordance with section 27 of the *Planning and Environment Act 1987*.
2. Adopts Amendment C243morn to the Mornington Peninsula Planning Scheme with changes, including accepting all recommendations in the Planning Panel Report except Recommendation 1(m) and additional minor drafting edits recommended by Shire officers pursuant to section 29 (1) of the of the *Planning and Environment Act 1987*, generally in accordance with Attachments 4-6 of this report.
3. Submits the adopted Amendment C243morn to the Mornington Peninsula Planning Scheme together with the prescribed information to the Minister for Planning for approval pursuant to section 31(1) of the *Planning and Environment Act 1987*.
4. Advocates to the Minister for Planning that if the Minister decides to accept Planning Panel Recommendation 1(m), the following criteria be included in the proposed Development Plan Overlay – Schedule 24 to assist in deciding whether lesser setbacks from Lower Somerville Road and Bungower Road should be accepted:
  - A. The height and density of proposed planting, including extent of canopy trees and understorey planting.
  - B. The height, bulk and articulation of proposed built form.
  - C. The location and design of carparking areas.
  - D. The visibility of built form and car parking areas from nearby roads, dwellings and Green Wedge properties.
5. Notifies the proponent and all submitters to Amendment C243morn in writing of Council's decision.
6. Authorises the Director of Planning and Environment to make any minor administrative or editorial changes to Attachments 4-6 to this report if required.

**4.1 (Cont.)**

**COUNCIL DECISION**

**Moved:** Cr Pingiaro  
**Seconded:** Cr Stephens

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty,  
Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

#### 4.2 Planning Scheme Amendment C286morn - Sorrento Built Form Review and Updated DDO28 - Consideration of Planning Panel Report

##### RECOMMENDATION

That Council:

1. Receives and considers the Planning Panel report for Amendment C286morn to the Mornington Peninsula Planning Scheme dated 17 June 2025 as at Attachment 1 to this report.
2. Adopts Amendment C286morn to the Mornington Peninsula Planning Scheme, with the changes as recommended by the Planning Panel Report and additional minor administrative changes recommended by officers, pursuant to section 29 (1) of the *Planning and Environment Act 1987* generally in accordance with Attachments 4 to 7 to this report.
3. Submits the adopted Amendment C286morn together with the prescribed information to the Minister for Planning for approval pursuant to section 31(1) of the *Planning and Environment Act 1987*.
4. Notifies all submitters to Amendment C286morn, and all individuals who requested to be provided updates of the Amendment, in writing of the Council decision.
5. Authorise the Director of Planning and Environment to make any minor administrative or editorial changes to Attachments 4-7 to this report if required.

##### COUNCIL DECISION

**Moved:** Cr Allen  
**Seconded:** Cr Williams

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

##### ALTER THE ORDER OF BUSINESS

That the items listed at 5.1. Notice of Motion 497 (Cr Pingiaro) - Framework for the development and implementation of a Mornington Peninsula Climate Resilience Plan and 5.2. Notice of Motion 501 (Cr Gill) - Creative Grant Funding be considered before the item listed as 4.3. Notice of Motion 493 Response - Audit of Community and Council Energy Efficiency Upgrades.

**4.3 Notice of Motion 493 Response - Audit of Community and Council Energy Efficiency Upgrades**

**RECOMMENDATION**

That Council notes the attached report NOM493 - Energy Efficiency and Electrification Upgrades Report (Attachment 1).

**MOTION**

That:

- A. The officer's report be noted as presented in Attachment 1 "Energy Efficiency and Electrification Upgrades" and be placed appropriately on the council website with an invitation for feedback.
- B. Shire publications such as PenWide be also utilised, and a press statement be released.
- C. A further report be brought to Council in December 2025 giving an update on Shire and Community renewal energy initiatives, battery storage and avoidance initiatives as mentioned in the officer's supplied background to Item 4.3 Notice of Motion 493 Response - Audit of Community and Council Energy Efficiency Upgrades.

**Moved: Cr Gill**  
**Seconded: Cr Stephens**

**For:** Cr Gill, Cr Stephens, Cr Patton

**Against:** Mayor, Cr Marsh, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Cr Binyon

**Lost**

**COUNCIL DECISION**

**Moved: Cr Pingiaro**  
**Seconded: Cr Williams**

**That Council notes the attached report NOM493 - Energy Efficiency and Electrification Upgrades Report (Attachment 1).**

**For:** Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Cr Gill

**Carried**

**4.4 Community Electrification Program**

*Item withdrawn prior to Meeting*

## OFFICE OF THE CEO

### 4.5 2024/2025 Annual Financial Report and Performance Statement

#### RECOMMENDATION

That Council:

1. Approves in principle draft Financial Report (Attachment 1) and the draft Performance Statement (Attachment 2) for the year ended 30 June 2025 and authorises them to be forwarded to the Auditor-General.
2. Authorises Councillor (Cr) Anthony Marsh, Mayor and Cr Paul Pingiaro, Deputy Mayor to certify the Financial Statements and Performance Statement.

#### COUNCIL DECISION

**Moved:** Cr Pingiaro

**Seconded:** Cr Batty

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

**4.6 Draft Financial Plan 2025-26 to 2035-36****RECOMMENDATION**

That Council approves the draft Financial Plan (Attachment 1) to be placed on public exhibition for a period of two weeks from 24 September to 8 October 2025.

**COUNCIL DECISION**

**Moved:** Cr Pingiaro  
**Seconded:** Cr Batty

**AMENDMENT**

Part B

That Council requests officers publish, alongside the draft Financial Plan, a high-level overview of other financial options not included in the plan, with indicative forecasted cost/benefit, to support transparency and meaningful community engagement.

**Moved:** Cr Patton  
**Seconded:** Cr Gill

**For:** Cr Gill, Cr Stephens, Cr Binyon and Cr Patton

**Against:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Mayor, Cr Marsh

**Lost**

**The Substantive Motion was then put.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## **ASSETS & INFRASTRUCTURE**

### **4.7 Draft Asset Plan 2025-26 to 2035-36**

#### **RECOMMENDATION**

That Council approve the draft Asset Plan 2025-26 to 2035-36 (Attachment 1) to be placed on public exhibition for a period of two weeks from 24 September to 8 October 2025.

#### **COUNCIL DECISION**

**Moved:** Cr Pingiaro

**Seconded:** Cr Ranken

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

**4.8 Draft Asset Management Strategy**

**RECOMMENDATION**

That Council approves the draft Asset Management Strategy (Attachment 1) to be placed on public exhibition for a period of four weeks from 29 September to 27 October 2025.

**COUNCIL DECISION**

**Moved: Cr Gill**  
**Seconded: Cr Pingiaro**

**That Council approves the draft Asset Management Strategy (Attachment 1) to be placed on public exhibition for a period of six weeks from 29 September to 13 November 2025.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

**4.9 Proposed Lease of part 1973 Frankston Flinders Road, Hastings to Advance College of Education Incorporated****RECOMMENDATION**

That Council:

1. Notes that no submissions were received following the public notice and community engagement process for the proposed ground lease of part of the Council-managed land at 1973 Frankston-Flinders Road, Hastings.
2. Approves the ground lease for part of the land at 1973 Frankston-Flinders Road, Hastings, to Advance College of Education Incorporated under the following terms and conditions, pursuant to section 115 of the *Local Government Act 2020*:
  - A. An initial term of 21 years with no further option to renew.
  - B. A commencing rental of \$520 per annum plus GST.
  - C. Annual Consumer Price Index rent increases beginning one year after the commencement date.
  - D. Under the terms of the ground lease, the tenant will be solely responsible for all maintenance and repairs of any structures on the premises. Additionally, the tenant will be responsible for all outgoings, including but not limited to rates, utility services and connections, and insurance.
3. Authorises the Chief Executive Officer to execute all necessary documents to formalise the lease agreement with Advance College of Education Incorporated.

**COUNCIL DECISION**

**Moved:** Cr Stephens

**Seconded:** Cr Binyon

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

#### 4.10 Proposed Council CCTV System Upgrade - Community Safety and Crime Prevention

##### RECOMMENDATION

That Council:

1. Confirms the scope for the Community Safety and Crime Prevention 2025/2026 budget item (\$500,000) is to fund the one-off renewal of equipment and systems for current Council maintained Closed Circuit Television (CCTV) infrastructure within the Shire, with the intention of bringing them up to full operational status.
2. Notes that this proposed expenditure is not aligned with Council's current CCTV Policy and that future investment in the provision and renewal of CCTV will continue to be guided by the principles of the existing CCTV Policy.
3. Delegates authority to the Chief Executive Officer (CEO) to apply the general exemption provisions within the Shire's Procurement Policy to appoint a suitably qualified Security Contractor to complete the scope of works, including the installation and commissioning of CCTV equipment and systems up to the value of \$500,000.

##### COUNCIL DECISION

**Moved:** Cr Batty  
**Seconded:** Cr Ranken

##### AMENDMENT

4. Requests that officers prepare a report for consideration at a future council meeting reviewing evidence-based approaches to community safety and crime prevention within council's remit, including but not limited to youth engagement through arts, music, sport and employment pathways; environmental design and activation of public spaces; and partnerships with community organisations, with supporting data and case studies.

**Moved:** Cr Patton  
**Seconded:** Cr Stephens

**For:** Cr Gill, Cr Stephens and Cr Patton

**Against:** Mayor, Cr Marsh, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Cr Binyon

**Lost**

**The Substantive Motion was then put.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## COMMUNITY STRENGTHENING

### 4.11 Libraries Procurement

#### RECOMMENDATION

That Council resolves to opt into the Procurement Australia Contract 2706/0848 - Library Collections, Furniture, Equipment and Associated Requirements for a period of up to four (4) years, concluding 30 June 2029.

#### Part B

That Attachment 1 to this report be retained as a confidential item pursuant to section 3 (1) (g) (ii) of the *Local Government Act 2020* as it contains information in relation to private commercial information which if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

#### COUNCIL DECISION

**Moved:** Cr Pingiaro

**Seconded:** Cr Ranken

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## CORPORATE STRATEGY & BUSINESS IMPROVEMENT

### 4.12 Advocacy Priorities 2025-2026

#### RECOMMENDATION

That Council approves the following advocacy priority recommendations for 2025-2026, or until otherwise resolved:

1. Tier 1
  - A. Port of Hastings surplus land
  - B. Rosebud Hospital
  - C. Housing
  - D. Homelessness
  - E. Coastal infrastructure
  - F. Road maintenance
2. Tier 2
  - A. Green Wedge protection
  - B. Public Transport including:
  - C. Jet ski regulation and compliance
3. Ongoing projects
  - A. Peninsula Trail
  - B. Emil Madsen Reserve
  - C. Performing Arts Centre
  - D. Digital connectivity
  - E. Family violence (link with housing and homelessness).

#### MOTION

**Moved:** Cr Gill  
**Seconded:** Cr Patton

That Council approves the following advocacy priority recommendations for 2025-2026, or until otherwise resolved:

1. Tier 1
  - A. Port of Hastings surplus land
  - B. Rosebud Hospital

**4.12 (Cont.)**

- C. Housing
  - D. Homelessness
  - E. Family Violence
  - F. Coastal infrastructure
  - G. Road maintenance
  - H. Green Wedge protection
2. Tier 2
- A. Performing Arts Centre
  - B. Public Transport
  - C. Jet ski regulation and compliance
  - D. Peninsula Trail
3. Ongoing projects
- A. General advocacy for all sports precincts
  - B. Digital connectivity
  - C. Family violence (link with housing and homelessness).

**For:** Cr Gill and Cr Patton

**Against:** Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, and Mayor, Cr Marsh

**Lost**

**EXTENSION TO MEETING TIME**

That the Meeting time be extended to 10.30pm.

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

**COUNCIL DECISION**

**Moved:** Cr Pingiaro

**Seconded:** Cr Batty

**That Council approves the following advocacy priority recommendations for 2025-2026, or until otherwise resolved:**

1. Tier 1

## 4.12 (Cont.)

- A. Port of Hastings surplus land
  - B. Rosebud Hospital
  - C. Housing
  - D. Homelessness
  - E. Coastal infrastructure
  - F. Road maintenance
2. Tier 2
- A. Green Wedge protection
  - B. Public Transport including:
  - C. Jet ski regulation and compliance
3. Ongoing projects
- A. Peninsula Trail
  - B. Emil Madsen Reserve
  - C. Performing Arts Centre
  - D. Digital connectivity
- E. Family violence (link with housing and homelessness).

**AMENDMENT**

Moved: Cr Allen  
Seconded: Cr Williams

**Part B**

That as part of Council's advocacy for a long-term solution for Portsea front beach, beyond the current temporary sandbags, the Mayor write to the Minister seeking information regarding next steps and timing with regards to the Department of Energy, Environment and Climate Action (DEECA) commissioned 'independent review of previous reports and technical information, covering the issues raised by the Nepean Ratepayers' Association relating to coastal erosion between Point Nepean and Sorrento'. This follows similar correspondence from the Southern Port Phillip Coastal Advisory Group to DEECA in May 2025 regarding the review.

For: Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

Against: Nil

**Carried Unanimously**

**4.12 (Cont.)**

The Amendment became part of the Substantive Motion.

**That the Substantive Motion was then put.**

**For:** Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon,  
Cr Patton and Mayor, Cr Marsh

**Against:** Cr Gill

**Carried**

## 5 NOTICES OF MOTION

### 5.1 Notice of Motion 497 (Cr Pingiaro) - Framework for the development and implementation of a Mornington Peninsula Climate Resilience Plan

#### MOTION

That Council:

1. Requests the Chief Executive Officer to present a report to the Council Meeting on 2 December 2025, setting out a proposed framework for the development and implementation of a Mornington Peninsula Climate Resilience Plan.
2. The proposed framework must:
  - A. Align with Council's statutory obligations under the *Local Government Act 2020*, *Climate Change Act 2017 (Vic)* and *Public Health and Wellbeing Act 2008 (Vic)*.
  - B. Focus on practical, place-based, costed and measurable outcomes for climate adaptation, hazard mitigation, biodiversity protection and sustainable infrastructure.
  - C. Integrate with existing strategies, policies and programs, including coastal asset protection, drainage and stormwater upgrades, renewable energy initiatives for Council assets, erosion management overlays and biodiversity corridor enhancements.
  - D. Avoid duplication of Federal or State responsibilities, targeting local priorities within Council's direct influence where the greatest community benefit can be delivered.
  - E. Include a clear monitoring and reporting approach with proposed indicators, baselines and reporting frequency.
  - F. Identify resourcing implications and potential external funding sources and partnerships.
3. The report must also include:
  - A. An audit of current and planned climate-related projects and initiatives funded in the 2025-26 Budget.
  - B. Recommended priority projects for the next four years, with indicative costs and potential funding sources, for Council's consideration and referral to the budget process.
  - C. A proposed timeline and key decision points for preparing and considering the Mornington Peninsula Climate Resilience Plan.
4. For the avoidance of doubt, this resolution does not reinstate any prior "Climate Emergency" declaration or plan, but seeks a practical, locally focused resilience framework for Council's consideration.

## 5.1 (Cont.)

**AMENDMENT**

1. The proposed framework must:
  - G. Be risk-based, structured around defined climate change risks (e.g. human health, natural and built environment, transition to a decarbonised economy, organisational capacity, and financial/governance risks), consistent with Council's obligations under section 9 of the *Local Government Act 2020* to promote environmental sustainability, including mitigation and planning for climate change risks.
  - H. Considers the development of a long-term strategy, aligned with the legislated Long Term Financial Plan, that uses climate change scenario analysis and the latest scientific data to forecast financial risks to Council. Ensure compliance with Climate-Related Financial Disclosure standards so the Council can publicly report its climate-related risks, opportunities, and strategies.
  - I. Includes a review of contingency emergency response funding to ensure it is commensurate with identified immediate risk..
5. Requests that the adaptation response component outlined in the framework:
  - A. Follow a risk–remit–response methodology, consistent with the Australian Local Government Association's Adapting Together report, to ensure risks are clearly identified, responsibilities clarified, and proportionate responses designed.
  - B. Incorporate community (households, businesses and organisations, farming and agriculture) actions alongside council actions, drawing on models such as the bass coast climate action plan, so that resilience reflects council's statutory role in guiding local action, supported by shared responsibility across the peninsula community.

**Moved:** Cr Patton  
**Seconded:** Cr Stephens

**For:** Cr Gill, Cr Stephens, Cr Binyon and Cr Patton

**Against:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Mayor, Cr Marsh

**Lost**

**The Substantive Motion was then put.**

**Moved:** Cr Pingiaro  
**Seconded:** Cr Williams

**For:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Mayor, Cr Marsh

**Against:** Cr Gill, Cr Stephens, Cr Binyon and Cr Patton

**Carried**

**5.2 Notice of Motion 501 (Cr Gill) - Creative Grant Funding****MOTION**

That Council requests a report to be prepared that:

1. Considers reinstating the Creative Grant Funding Stream of \$350,000 in the next mid-financial year 2025-26 budget review.
2. Explores amending Council's grant eligibility criteria to remove restrictions that exclude sole trader creatives, noting that most local creative practitioners operate as sole traders and that sector benchmarking indicates such exclusions are inconsistent with broader practice and Council's objectives for economic outcomes in the arts and culture and tourism industries.

**Moved: Cr Gill**

**Seconded: Cr Stephens**

**AMENDMENT**

2. Explores amending council's grant eligibility criteria to remove restrictions that exclude sole trader creatives, as an exception under creative grants program only, noting that most local creative practitioners operate as sole traders and that sector benchmarking indicates such exclusions are inconsistent with broader practice and council's objectives for economic outcomes in the arts and culture and tourism industries.

**Moved: Cr Patton**

**Seconder: Cr Binyon**

**For:** Cr Gill, Cr Stephens, Cr Binyon and Cr Patton

**Against:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Mayor, Cr Marsh

**Lost**

**The Substantive Motion was then put.**

**For:** Cr Gill, Cr Stephens, Cr Binyon and Cr Patton

**Against:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Mayor, Cr Marsh

**Lost**

**ADJOURNMENT OF MEETING**

That the meeting be adjourned at 8.37pm for a short recess.

**RESUMPTION OF MEETING**

That the meeting be resumed at 8.47pm.

**5.3 Notice of Motion 502 (Cr Ranken) - Councillor Terms****MOTION**

1. That Council requests the Mayor to write to the Municipal Association of Victoria (MAV) Board recommending that no Councillor be permitted to serve more than three terms (12 years) in their lifetime.
2. Further, that the Mayor and the Chief Executive Officer pursue opportunities to present this recommendation at the next MAV General Meeting or Board Meeting, as appropriate.

**Moved:** Cr Ranken  
**Seconded:** Cr Batty

**PROCEDURAL MOTION**

**That the Motion be put.**

**Moved:** Cr Pingiaro  
**Seconded:**

**For:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty and Mayor, Cr Marsh

**Against:** Cr Gill, Cr Stephens, Cr Binyon and Cr Patton

**Carried**

**Attendance**

Cr Gill left the meeting at 10:23pm and returned at 10.23pm and was not present for voting on this item.

**The Substantive Motion was then put.**

**For:** Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, and Mayor, Cr Marsh

**Against:** Cr Stephens, Cr Binyon and Cr Patton

**Carried**

## **6 URGENT BUSINESS**

Nil.

## 7 CONFIDENTIAL ITEMS

### Advice to the Public

All reports, information and recommendations contained in 'Section 7 – Confidential Items' of this Agenda have been designated by the Chief Executive Officer as confidential pursuant to section 66 (2) (a) of the *Local Government Act 2020*.

### MEETING CLOSED TO THE PUBLIC

The Council may resolve that the meeting be closed to members of the public in accordance with section 66 (5) (a) of the *Local Government Act 2020* if the meeting is discussing any of the following:

- (a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.
- (b) Security information, being information that if released is likely to endanger the security of Council property or the safety of any person.
- (c) Land use planning information, being information that if prematurely released is likely to encourage speculation in land values.
- (d) Law enforcement information, being information which if released would be reasonably likely to prejudice the investigation into an alleged breach of the law or the fair trial or hearing of any person.
- (e) Legal privileged information, being information to which legal professional privilege or client legal privilege applies.
- (f) Personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.
- (g) Private commercial information, being information provided by a business, commercial or financial undertaking that:
  - (i) Relates to trade secrets.
  - (ii) If released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.
- (h) Confidential meeting information, being the records of meetings closed to the public under section 66 (2) (a).
- (i) Internal arbitration information, being information specified in section 145.
- (j) Councillor Conduct Panel confidential information, being information specified in section 169.
- (k) Information prescribed by the regulations to be confidential information for the purposes of this definition.
- (l) Information that was confidential information for the purposes of section 77 of the *Local Government Act 1989*.

**RECOMMENDATION**

That Council considers the confidential reports listed below in a meeting closed to the public in accordance with section 66 (2) (a) of the *Local Government Act 2020*:

**7.1 RFT2025-0013 - Builders Panel - Tender Recommendation Report**

This matter is considered confidential under Section 3(1)(g)(ii) of the *Local Government Act 2020* as it contains private commercial information, being provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

**7.2 RFT2025-0018 - Building Trades Panel - Tender Recommendation Report**

This matter is considered confidential under section 3(1)(g)(ii) of the *Local Government Act 2020* as it contains private commercial information, being provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.

**7.3 Emil Madsen Reserve Underspend - Confidentiality Update**

This matter is considered confidential under section 3(1)(a) of the *Local Government Act 2020* as it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.

**COUNCIL DECISION**

**Moved:** Cr Ranken  
**Seconded:** Cr Pingiaro

**That the recommendation be adopted.**

**For:** Cr Gill, Cr Stephens, Cr Williams, Cr Pingiaro, Cr Allen, Cr Ranken, Cr Batty, Cr Binyon, Cr Patton and Mayor, Cr Marsh

**Against:** Nil

**Carried Unanimously**

## 8 MEETING CLOSE

As there was no further business, the meeting closed at 10.23pm

Confirmed this 14<sup>th</sup> day of October 2025

.....  
Mayor, Cr Anthony Marsh, Chairperson - Council