

# Minutes

## Ordinary Council Meeting

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Monday, 23rd February 2026



City of  
**KINGSTON**

[kingston.vic.gov.au](http://kingston.vic.gov.au)  
Peter Bean  
Chief Executive Officer  
Kingston City Council

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**City of Kingston  
Ordinary Council Meeting**

**Minutes**

**23 February 2026**

The meeting commenced at 7:04 PM in the Council Chamber, 1230 Nepean Highway, Cheltenham.

**Present:** Cr Georgina Oxley (Mayor)  
Cr Sarah O'Donnell (Deputy Mayor)  
Cr Jane Agirtan  
Cr Kirralee Ashworth-Collett (attended online)  
Cr Tony Athanasopoulos  
Cr Georgia Erevnidis  
Cr Chris Hill (attended online)  
Cr Chris Howe  
Cr Tess Law (attended online)  
Cr Hadi Saab (attended online)

**In Attendance:** Peter Bean, Chief Executive Officer  
Jonathan Guttmann, General Manager Planning and Place  
Dan Hogan, General Manager Customer and Corporate Support  
Samantha Krull, General Manager Infrastructure and Open Space  
Kate Waters, General Manager Community Strengthening  
Bernard Rohan, Chief Financial Officer  
Camille Hoyle, Manager AccessCare  
Jacyn Murdoch, Manager City Development  
Kelly Shacklock, Manager Governance, Risk and Integrity  
Sharon Lozsán, Team Leader Council Governance  
Ellie Lockard, Council Governance Officer  
Zachary Seymour, Governance Administration Officer  
Justin Welsford, Media and Communications Advisor  
John Tanner AM, Municipal Monitor  
John Watson, Municipal Monitor

**1. Apologies**

An apology from Cr White was submitted to the meeting.

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council receive the apology from Cr White.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**2. Confirmation of Minutes of Previous Meetings**

**COUNCIL RESOLUTION**

**Moved: Cr Agirtan**

**Seconded: Cr O'Donnell**

That Council confirm the Minutes of the Ordinary Council Meeting held on 2 February 2026.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

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**23 February 2026**

**3. Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest**

The Chief Executive Officer, Peter Bean, foreshadowed a conflict of interest in Item 12.1 - Notice of Motion No. 5/2026 - Cr Law - CEO Employment Matters Committee - Reappointment of Delegation.

**4. Petitions**

Nil

**5. Delegates' Reports, Councillor Statements and Presentation of Awards**

**Councillor Statements**

Cr O'Donnell made a statement regarding local lifesaving clubs, with members competing in Lorne over the past weekend, with some athletes progressing to compete at the national level. Sailing clubs Chelsea, Mordialloc and Parkdale have also been active, with Mordialloc hosting the successful Australia International Laser Class Association Master Championship event on Sunday. Junior competitors attended the Minnow State Sailing Club Championships at Blairgowrie, with several outstanding individual successes.

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Howe**

That Council note the Councillor Statement.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**6. Question Time**

Question time was held at 7.13pm.

A total of 27 questions were received, with 26 being allowed under the Governance Rules. Preambles submitted with questions were not read out.

**David asked:**

1. What has council done to ensure that the error of missing the VCAT appeal deadline by 4 days in the Kingswood GC redevelopment case will not be repeated?
2. What was the exact process used to decide to not appeal the VCAT decision on Kingswood GC redevelopment in the Supreme Court?

**The General Manager Planning and Place, Jonathan Guttmann, responded:**

I would like to thank David for his question.

The Council has not previously chosen to seek leave from the VCAT to challenge a decision of the Minister for Planning. As such, an application such as this had not been previously made. Were such an application to be contemplated in the future by Council on a Planning matter, the VCAT decision provides guidance on the steps it felt were not required, to be followed to expedite the lodgement process. Addressing these matters would ensure the situation, would not be repeated.

In response to the second question, advice was sought in relation to the prospects, risks, and costs associated with an application to the Victorian Supreme Court. Based on the advice received, it was determined that an appeal should not be lodged. The Council has pursued a strategy of working with the community on ongoing advocacy around improvements to the Kingswood plans, and Council will be reviewing, the Application for Planning Permit once it is submitted to the Minister for Planning for consideration and referred to Council for comment.

**Ian asked:**

This is to report an intersection which has a concerning lack of visibility of intersecting traffic. The intersection is the junction of Evans St, Lawborough Avenue and McSwain St. in Parkdale.

Could Council please increase the no standing areas around the intersection (by at least 1 car length), in order to increase the field of view of traffic entering the intersection?

**The General Manager Infrastructure and Open Space, Samantha Krull, responded:**

Thank you for raising concerns about visibility and traffic conditions at the Evans Street, Lawborough Avenue, and McSwain Street intersection in Parkdale.

The current No Stopping restrictions are installed in accordance with Victorian Road Rules and are consistent with similar intersections across the municipality. Based on the Department of Transport and Planning crash database, no accidents have been recorded at this location in the past five years. For this reason, further parking removal is generally not supported.

However, officers will undertake new speed and volume counts on McSwain Street, particularly during school peak times to reassess conditions.

Following this count, the results will be reviewed and any required improvement options. Officers will contact the resident with an update once the assessment is complete.

**Ian asked:**

My understanding is that Council as the Responsible Authority is obliged to consider key documents regarding public health and environmental protection, including:

- Safe and Healthy Mass Gatherings (Australian Disaster Resilience, 1999)
- Building Code of Australia
- Guidelines for Managing Risks in Recreational Water (NHMRC, 2008)
- State Environment Protection Policy (Waters), 2018
- Council's Domestic Wastewater Management Plan (not sighted)
- Port Phillip Bay Environmental Management Plan 2017-2027
- Integrated Water Strategy, City of Kingston, November 2022
- Coastal and Marine Management Plan, City of Kingston, November 2022

Why have none of these documents been referred to in Kingston's Draft Public Toilet Strategy 2026-2036?

**The General Manager Community Strengthening, Kate Waters, responded:**

The Public Toilet Strategy, as presented in tonight's agenda, sets the overall direction for Council's public toilet network and focuses on the provision, distribution, maintenance and day-to-day management of public toilet facilities.

Broader environmental and water-related documents, such as the Coastal and Marine Management Plan or the Integrated Water Strategy, guide Council's wider sustainability and infrastructure objectives.

However, they do not directly determine public toilet service levels or location planning, which is why they are not listed individually in the Strategy. Considerations relating to environmental protection, coastal planning, water quality and public health are addressed through the detailed planning, design and approval stages of individual projects via established statutory and project processes.

**Bryony asked:**

1. Given that the officer report confirms approximately 72 vehicle movements in both the AM and PM peak hours, and acknowledging that Tennyson Street is a narrow residential street where lawful on street parking already restricts two way movement, can Council clearly explain what specific measures it will implement to ensure the safety of residents and children during peak vehicle congestion times?
2. Given that the officer report contains factual inconsistencies, relies on traffic and infrastructure assessments that have not been made publicly available, and does not incorporate any vehicle queue or dwell time modelling to test how the road network will actually operate during peak periods, can Council explain

how it can lawfully make an informed decision under the Planning and Environment Act 1987 when key material relied upon to support approval has not been transparently exhibited?

**The General Manager Planning and Place, Jonathan Guttmann, responded:**

I would like to thank Bryony for her question and note that this item is listed for consideration under Item 7.2 on tonight's agenda.

Advice from the Officers assessing the application has indicated that two conditions have been introduced to address the safety concerns raised in the question. Condition 23 indicates that parents must use the basement drop off area for all drop-off and pick-up activities. Condition 24 requires that safe pedestrian walkways are established in the basement. On the basis a Planning Permit were granted, and the proposal proceeds, further consideration can be given to issues of road operation if deemed required.

The advice received in relation to the capacity of Tennyson Street, Highett has not indicated that a basis exists for Officers to recommend against the proposal, subject to appropriate conditions.

**Wandzia asked:**

Can Council reveal the name of the Contractor/s who completed the renewal of the actual playground part only at Southern Rd Reserve Renewal project, the full and total amount paid, the date, and the authoriser of this contract please?

**The General Manager Infrastructure and Open Space, Samantha Krull, responded:**

Urban Plumb & Scape was the contractor engaged to deliver the playground and park upgrade at Southern Road Reserve in 2018 for a value of \$320,000

The works were approved under the Park Infrastructure & Landscape Services contract approved by the General Manager and CEO under financial delegation.

**Vera asked:**

Can Council support the residents of Heatherton who are enduring the upheaval caused in their lives by the SRL build project with its 24/7 noise, vibration, toxic fumes and property devaluation, by doing new rate valuations which show their property values have crashed and therefore decrease their rates?

**The Chief Finance Officer, Bernard Rohan, responded:**

For rating purposes, the Valuer-General independently values properties across the city on an annual basis. These valuations form the basis of how revenue from rates is applied by Council to properties and ratepayers.

Property valuations change over time for a range of reasons. This relates to broader property market considerations, and changes to specific individual properties. It is not always possible to isolate one specific cause for a change in valuation.

I am not in a position to comment on, or predict, valuation impacts for Heatherton.

The Valuer-General is currently undertaking the valuation to apply to the 2026/27 financial year. When the 2026/27 rate notices are then issued by Council in August 2026 there is a process that any ratepayer can go through to

enquire about their valuation with Council, and if necessary lodge an objection to a valuation within two months of the rate notice being issued. The reasons that a ratepayer can object to the valuation are given under Section 17 of the *Valuation of Land Act 1960*.

The relevant links are provided on Council's website:

- [Valuation Enquiry Form - City of Kingston](#)
- [Object to rating valuation - Home](#)

**Irina asked:**

What is Council doing to support the plight of the poor people of Heatherton in Karkarook Ward, who are experiencing the double whammy of not only having the SRL build turn their lives upside down with vibration, noise, pollution and property devaluation, but now find that methane containing landfill site in Ball St Heatherton which was meant to be their promised parkland, is now earmarked to be another 400 unit housing development much to the shock of the local community?

**The General Manager Planning and Place, Jonathan Guttman, responded:**

I would like to thank Irina for her question.

The Council has sought wherever possible to put forward concerns raised by residents of Heatherton regarding the construction works associated with the Suburban Rail Loop Stabling Project when they are causing disturbance.

In relation to proposal submitted to the State Government regarding converting the former landfill in Ball Road, Heatherton to housing, the Council has been proactive in drawing this to the attention of local residents who are unlikely to be able to participate in the preliminary hearing before the Priority Projects Standing Advisory Committee, scheduled to at this stage occur in April.

The Council is presently considering engaging appropriate experts and advocates to ensure the concerns Council has previously expressed in relation to this proposal can be well advanced to the Advisory Committee. It is hoped that the Terms of Reference provided to the Committee by the Planning Minister will provide for the robust consideration of the proposal which Council Officers have continuously reflected concerns regarding.

Although the Ball Road matter is being administered by the State Government Department of Transport and Planning, community members are encouraged to contact the City Strategy Department should they have any questions.

**Jagoda asked:**

Is Council aware of situations where ratepayer emails have not been delivered to Councillors?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

Thank you very much for the question, but I am not sure I have quite enough detail to answer this emphatically.

Having said that, Council does receive a very significant volume of correspondence daily, so it could be that an email has not arrived with a

Councillor if that was the request – assuming it wasn't sent via the personalised Councillor email addresses listed on Council's website.

We do have established processes and teams that handle such correspondence, so I would feel confident to say that this would be highly unusual however. Please feel free to email me at [dan.hogan@kingston.vic.gov.au](mailto:dan.hogan@kingston.vic.gov.au) if you have a specific instance you would like me to look into.

**Geoff asked:**

Will Councillors please put the motions section of the Council meeting at the beginning of the Council meeting, early in the night, like they do at Bayside City Council, instead of dead last like they do here in Kingston?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

Thank you for your suggestion, and I am sure it will be considered.

**Rosemary asked:**

1. What will it take to have the volume of the council meeting raised so that the gallery can hear Councillors properly as it seems to always get turned down?
2. Is Council aware that the people in the gallery can hardly hear the Councillors speaking month after month especially when they don't talk into their microphones?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

Thank you for your inquiry Rosemary. We have the speakers turned up to the loudest level possible without distorting the sound or causing auditory discomfort. We never turn them down through-out a meeting and I encourage members of the gallery to find a spot directly under a speaker if they are able. However, as the microphones are highly directional, requiring people to speak closely into them in order to avoid background noise competing with vocals, it can appear as if sounds is being turned up or down depending on the person speaking. I am sure all meeting participants are doing their best to be clearly heard. All meeting participants are doing their best to be clearly heard.

**Deborah asked:**

1. Why did Kingston Council fly the Australian flag to the far left side of the group of 4 in front of the Council office on Nepean Hwy on Feb 2 2026?
2. Isn't it Government flag protocol to give the Australian flag more prominence and respect, by putting it centre, or at least near the centre?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

Council flies flags as per the order of precedence set by the Department of the Prime Minister and Cabinet's [Australian National Flag protocols](#) and in line with Council's [Civic Flag Policy](#).

The far left is considered the most prominent and respectful position, known as the "position of honour". This is why if the National flag is flown, it always takes the first position, reading the flag poles left to right.

**Zoe asked:**

Does Kingston Council use email filtering software?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

Yes. Council uses email filtering as part of its standard cyber security protections to help keep our systems and information safe. It is part of our broader cybersecurity posture.

**Roslyn asked:**

1. Is Council aware that at Bayside Council, they have only one Council employee acting as security, who stands at the doorway, and even welcomes the public?
2. Why does Kingston Council feel it necessary to spend so much money on his security contract when only a handful of older residents come to the actual Council meetings?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

Thank you Roslyn, we do perhaps take a more cautious position than some Councils, but unfortunately, there have been occasions in the past here at Kingston and at other Councils in which security has been necessary. Thankfully, it is rare, but we take the view that we are better to be safe than sorry. And please be sure that a good gallery is always welcome here.

**Yvette asked:**

1. What is the total all encompassing cost of each of the four security guards (cost per man) which are on duty at one typical public council meeting from 6:30pm til 11:30pm, and the total cost of all four?
2. Can you please include overtime rates, super and all contractor extra costs in these figures?

**The General Manager Infrastructure and Open Space, Samantha Krull, responded:**

The Security Services contract followed a public tender process and was awarded to Securecorp Services in December 2024.

Ordinary Council Meetings typically have 3 guards in attendance, at an approximate total cost to Council of up to \$1,000, exclusive of GST, across five hours. The contractor is responsible for meeting the specific employee entitlements and superannuation. These costs can change depending on the length of the meeting.

**Ian asked:**

In Walter Galt Reserve, Parkdale, outside the changing rooms is a dog litter bag dispenser.

Could you please ensure Council ensures their dog litter bag dispenser is adequately stocked to cater for this high-use dog recreation area?

**The General Manager Infrastructure and Open Space, Samantha Krull, responded:**

The dispenser holds up to 500 bags and is inspected when the bins are collected on weekdays and refilled by our contractors as necessary. Officers will continue to inspect and restock as required.

**Gil asked:**

1. Will councillors please initiate a transparency hub for all contracts, not just building contractors but all contracts entered into by Council, naming the description of the good and/or service, the name of contractor and the amount of the contract and the period of the contract and the name of the authoriser?
2. Can this transparency hub be set out like the Agendas and Minutes section online where people can look up past contracts going back 10 years+ at least?

**The Chief Finance Officer, Bernard Rohan, responded:**

Council meets all reporting requirements of the *Local Government Act 2020*.

The cost/benefit case of additional corporate reporting is carefully considered to ensure that any upfront and ongoing costs and resources justify the level of interest.

In terms of transparency, each publicly available Council meeting agenda includes decisions for Council on contracts above the thresholds specified and delegated by Council – which is:

- \$1.5 million (excluding GST) for roads and drains, and
- \$1 million (excluding GST) for all other contracts.

Council's annual report every year includes a summary of the contract commitments across all contracts. Both the annual report and the annual budget also include a break-down of information of expenditure categories and service costs. This practice and approach will continue.

Breaking-down the data to individual contractors, over ten years, and in line with the meeting agenda, would be quite involved in implementing and resource intensive. This also goes further than what is required under the *Local Government Act 2020*. Our commitment remains to manage and report information in a consistent and accurate manner, and in line with legislative requirements.

**Rosemary asked:**

Has the Local Government Minister yet provided Council with reasons for appointing monitors in terms of specific breaches of protocol or other mistakes?

**The General Manager Customer and Corporate Support, Dan Hogan, responded:**

The terms of reference of appointment of the monitors under section 179 of the Local Government Act 2020 can be found on the Local Government Victoria website.

**Simon asked:**

Over the past 8 years, has Kingston Council awarded any capital works contracts to contractors covered by CFMEU enterprise agreements, and what probity checks were applied?

**The Chief Finance Officer, Bernard Rohan, responded:**

The awarding of capital works contracts complies with Council's Procurement Policies and the Local Government Act, applicable at the date of the Tender.

In conducting tender evaluations, officers assess the cost of contracts, relative to available benchmarks and due diligence. Officers also assess probity of all tenderers, and the probity of contractors based on the size and risk of the procurement.

Council's procurement processes do not require tenderers to disclose, and officers do not assess or preference, whether a contractor is covered by a particular enterprise agreement with any specific union.

The industrial relations and enterprise bargaining arrangements of contractors are a matter for each contractor as an employer. These industrial arrangements are regulated under relevant workplace relations legislation, not through Council's procurement assessment. Therefore, a register of industrial associations of contractors is not maintained by council.

**Simon asked:**

What is the current and forecast, final, all-in cost of the Mordi Aquatic Centre, including land acquisition, and what is the net cost to ratepayers after all external funding?

**The General Manager Infrastructure and Open Space, Samantha Krull, responded:**

The total project cost is \$87.5M as resolved by Council in the July 2024 Council Meeting. Council resolved at its Meeting in May 2022 to purchase 1 – 7 Wells Road, Mordialloc for \$14.6M. The Mordi Aquatic Centre project is funded through \$20M of Federal Government funding and \$67.5M of Council rates, reserves, and borrowings. The project is progressing well and on track to be delivered within the approved budget.

**7. Planning and Place Reports**

**7.1 Town Planning Application Decisions - January 2026**

**COUNCIL RESOLUTION**

**Moved: Cr Erevnidis**

**Seconded: Cr Agirtan**

That Council note the report of Town Planning Application Decisions for the month of January 2026.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

Jonathan Lee spoke in objection to Item 7.2.

Hy Chheng of Ark Express Design spoke as the applicant for Item 7.2.

**7.2 KP-2024/458 - 29 Tennyson Street, Highett**

**COUNCIL RESOLUTION**

**Moved: Cr Erevnidis**

**Seconded: Cr Howe**

That Council defer this item until the next Ordinary Council Meeting or Planning Committee Meeting.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Oxley and Agirtan (9)

**AGAINST:** Nil (0)

**ABSTAINED:** Cr Saab (1)

**CARRIED**

**7.3 Mural Art Festival and Delivery Model 2027-2028**

**COUNCIL RESOLUTION**

**Moved: Cr Agirtan**

**Seconded: Cr O'Donnell**

That Council

1. Endorse the two-year mural art festival in the Cheltenham (2027) and Chelsea (2028) activity centres.
2. Endorse the use of Council's Cultural Assets Reserve for public art in the Chelsea Activity Centre.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

8. Community Strengthening Reports

8.1 Final Public Toilet Strategy 2026-2036

**COUNCIL RESOLUTION**

**Moved: Cr Ashworth-Collett**

**Seconded: Cr O'Donnell**

That Council:

1. Note the outcomes of the community engagement for the draft Public Toilet Strategy 2026-2036 conducted in November to December 2025;
2. Note the significant distance between Mordialloc and Aspendale, and the importance of identifying a practical solution to address this as outlined in Capital recommendation 5;
3. Recognise the importance of the Bristol Ave public toilet and its importance to the local community, beach users, and visitors, and noting that a public toilet has been located at this site for over 50 years. Further noting that, unlike other toilets proposed for decommissioning where alternative facilities are located nearby, the closest public toilets to this site are at the Edithvale Life Saving Club (approximately 700 metres away) and the Chelsea Yacht Club (approximately 600 metres away);
4. Adopt the Public Toilet Strategy 2026-2036, subject to the following changes:
  - a) Replace Capital recommendation 1 to read:

*Decommission and further investigate a potential alternative location following level crossing removal works, subject to demand. This investigation will include consideration of locations in the vicinity of Watkins Reserve and will be informed by community consultation;*
  - b) Replace Capital recommendation 4 to read:

*Continue to operate and monitor the condition and maintenance requirements of the public toilet located near Bristol Avenue, Edithvale, with briefings to be provided to Councillors as required;*
5. Install additional and improved wayfinding signage to Bristol Ave toilet to better inform residents and visitors of the location of this facility, as increased visibility may improve usage; and
6. Advocate to the State Government to monitor usage levels at train stations in Kingston and establish clear criteria for when the provision of public toilets is required.

*Cr Saab left the meeting at 7.55pm and returned at 7.56pm.*

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**9. Infrastructure and Open Space Reports**

**9.1 CON-25/092 Beilby Street, Moorabbin Road Reconstruction and Drainage Upgrade**

**Note:** This item was relisted from the 2 February 2026 Council Meeting where a motion as it appeared in the agenda was moved, but no vote was taken.

**COUNCIL RESOLUTION**

**Moved: Cr Saab**

**Seconded: Cr O'Donnell**

That Council:

1. Note the outcome of the tender assessment process for Contract No. 25/092 Beilby Street, Moorabbin Road Reconstruction and Drainage Upgrade, as set out in confidential Appendix 1 attached to this report;
2. Award Contract No. 25/092 Beilby Street, Moorabbin Road Reconstruction and Drainage Upgrade for the fix lump sum price of \$1,927,576.00 (exclusive of GST) to Jaydo Construction Pty Ltd; and
3. Approve the allocation of a separate contingency of up to 15% of the contract sum and delegate authority to the CEO or delegate to expend this allowance to ensure the successful completion of the project.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**9.2 CON-25/078 Old Dandenong Road, Oakleigh South (Warrigal Road to Bourke Road) Traffic Management & Cycling Lane Construction**

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Athanasopoulos**

That Council:

1. Note the outcome of the tender assessment process for Contract No. 25/078 Old Dandenong Road, Oakleigh South (Warrigal Road to Bourke Road) Traffic Management & Cycling Lane Construction, as set out in confidential Appendix 1 attached to this report;
2. Award Contract No. 25/078 Old Dandenong Road, Oakleigh South (Warrigal Road to Bourke Road) Traffic Management & Cycling Lane Construction for the fixed lump sum price of \$1,320,988.16 (exclusive of GST) to VCrete Contractors Pty Ltd; and
3. Approve the allocation of a separate contingency of up to \$120,000 and delegate authority to the CEO or delegate to expend this allowance to ensure the successful completion of the project.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**9.3 2025/26 Quarter 2 Capital Works Result**

**COUNCIL RESOLUTION**

**Moved: Cr Agirtan**

**Seconded: Cr Erevnidis**

That Council:

1. Note that at the end of quarter 2, the 2025/26 capital works program expenditure is 6.9% (\$1M) behind forecast (\$14.9M) and is currently forecast to expend 99.6% of the \$49.1M adjusted budget (Excl. Mordi Aquatic Centre);
2. Note that at the end of quarter 2, 28% of the budget has been spent;
3. Note that the Mordi Aquatic Centre expenditure is 1% (\$248,000) ahead of forecast (\$18.6M) at the end of quarter 2 and is forecast to expend 100% of its 2025/26 adjusted budget (\$42.3M);
4. Endorse the recommended quarter 2 forecast of the Capital Works Program as outlined in this report; and
5. Note the update of projects underway and completed in Appendix 1.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**9.4 Response to Resolution - Notice of Motion 33/2025 - Bonbeach Basketball Stadium**

**Note:** This item was deferred from the 15 December 2025 Council Meeting. At the time of deferral, an amendment to the officer recommendation as it appeared in the agenda had been moved.

Debate resumed below with the motion in its amended form.

**MOTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council:

1. Receive the report;
2. Note that the courts cannot be made to be compliant for senior games in the short term, as a structural change to the building is required;
3. Note that in the short term (option 3) the existing floor will be sanded and courts line marked in their current configuration with the inclusion of Pickleball on court two; and
4. Allocate the required funding in the 2026/2027 budget to achieve option 2, including structural changes to achieve compliance for two senior courts, install a new sprung floor, new backboards and basketball rings, ceiling fans, wall insulation, and acoustic treatment.

**AMENDED MOTION**

**Moved: Cr Athanasopoulos**

4. Endorse option 2, including structural changes to achieve compliance for two senior courts, install a new sprung floor, new backboards and basketball rings, ceiling fans, wall insulation, and acoustic treatment, with funding subject to future capital processes.

**The amended motion was ruled out of order in accordance with Rule 25.2 of the Governance Rules as it was deemed that if passed, it would disturb the intention and effect of the motion.**

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council:

1. Receive the report;
2. Note that the courts cannot be made to be compliant for senior games in the short term, as a structural change to the building is required;
3. Note that in the short term (option 3) the existing floor will be sanded and courts line marked in their current configuration with the inclusion of Pickleball on court two; and
4. Allocate the required funding in the 2026/2027 budget to achieve option 2, including structural changes to achieve compliance for two senior courts, install a new sprung floor, new backboards and basketball rings, ceiling fans, wall insulation, and acoustic treatment.

**City of Kingston  
Ordinary Council Meeting**

**Minutes**

**23 February 2026**

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**FOR:** Crs O'Donnell, Ashworth-Collett, Erevnidis, Howe, Oxley and Agirtan  
(6)

**AGAINST:** Cr Law (1)

**ABSTAINED:** Crs Hill, Athanasopoulos and Saab (3)

**CARRIED**

**10. Customer and Corporate Support Reports**

**10.1 Mordialloc Pedestrian/Cycling Links Update**

**RECOMMENDATION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council:

1. Receive the report;
2. Welcome the Victorian Government offer to co-fund a shared user cycling/pedestrian overpass across Nepean Highway in Mordialloc via a \$7.5m funding contribution;
3. Recognise that closure of the Mordialloc pedestrian underpass by the Level Crossing Removal Project as part of the Mordialloc Station level crossing removal has removed an important local pedestrian and cycling thoroughfare;
4. Acknowledge Level Crossing Removal Project and Ministerial advice that direct replacement of the underpass will not occur due to complex land management, engineering and budget considerations and is outside of its project scope; and
5. No longer advocate for direct replacement of the underpass but pursue upgraded alternative routes and funding with State Government departments and agencies for local pedestrian and bike connection within the wider Mordialloc precinct.

*Cr Saab left the meeting at 8.18pm and returned at 8.18pm.*

**FOR:** Crs O'Donnell, Erevnidis, Oxley and Agirtan (4)

**AGAINST:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett, Howe and Saab (6)

**LOST**

**MOTION**

**Moved: Cr Howe**

**Seconded: Cr Law**

That Council:

1. Receive the report;
2. Welcome the Victorian Government offer to co-fund a shared user cycling/pedestrian overpass across Nepean Highway in Mordialloc via a \$7.5m funding contribution;
3. Recognise that closure of the Mordialloc pedestrian underpass by the Level Crossing Removal Project as part of the Mordialloc Station level crossing removal has removed an important local pedestrian and cycling thoroughfare;
4. Acknowledge Level Crossing Removal Project's refusal to replace the underpass;
5. Note the Level Crossing Removal Project's intent to use Park Street is an imprudent and short-sighted alternative route for the underpass connection that is an unsafe alternative for pedestrians, cyclists, children and mobility aid users, that does not meet the needs of the community and is unfit for purpose; and
6. Continue to advocate for direct replacement of the underpass, and pursue upgraded alternative routes and funding for local pedestrian and bike connection within the wider Mordialloc Station precinct.

**AMENDED MOTION**

**Moved: Cr O'Donnell**

6. Continue to advocate for the direct replacement of the underpass, and pursue upgraded alternative routes and funding for local pedestrian and bike connection within the wider Mordialloc Station precinct; include advocacy for Attenborough Park and Aspendale North Level Crossing Removal Project Shared User Path connections to consider Shared User Path options for the planned Aspendale Station removal.

**The amendment was accepted by the Mover and Seconder to become part of the substantive motion.**

*Cr Agirtan left the meeting at 8.33pm.*

**COUNCIL RESOLUTION**

**Moved: Cr Howe**

**Seconded: Cr Law**

That Council:

1. Receive the report;
2. Welcome the Victorian Government offer to co-fund a shared user cycling/pedestrian overpass across Nepean Highway in Mordialloc via a \$7.5m funding contribution;
3. Recognise that closure of the Mordialloc pedestrian underpass by the Level Crossing Removal Project as part of the Mordialloc Station level crossing removal has removed an important local pedestrian and cycling thoroughfare;
4. Acknowledge Level Crossing Removal Project's refusal to replace the underpass;
5. Note the Level Crossing Removal Project's intent to use Park Street is an imprudent and short-sighted alternative route for the underpass connection that is an unsafe alternative for pedestrians, cyclists, children and mobility aid users, that does not meet the needs of the community and is unfit for purpose; and
6. Continue to advocate for the direct replacement of the underpass, and pursue upgraded alternative routes and funding for local pedestrian and bike connection within the wider Mordialloc Station precinct; include advocacy for Attenborough Park and Aspendale North Level Crossing Removal Project Shared User Path connections to consider Shared User Path options for the planned Aspendale Station removal.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe and Saab (8)

**AGAINST:** Nil (0)

**ABSTAINED:** Cr Oxley (1)

**CARRIED**

*Cr Agirtan returned to the meeting at 8.37pm.*

**10.2 MAV State Council 2026 - Agenda Items**

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Erevnidis**

That Council lodges motions to the MAV State Council on the following topics:

1. Increased funding for homelessness services;
2. Expansion of the shared use pathway network;
3. Increased bus frequency;
4. Urgent support for waste-to-energy projects;
5. Transparency in the reasons for appointing monitors;
6. Greater resources and a sense of urgency for the flood mapping project;
7. More funding for coastal damage repairs;
8. An embargo on all new developments on former golf courses;
9. More financial support for community information and support services; and
10. Clarity on what constitutes misuse of a councillor's position.

*Cr Athanasopoulos left the meeting at 8.38pm.*

**FOR:** Crs O'Donnell, Hill, Law, Ashworth-Collett, Erevnidis, Howe, Oxley and Agirtan (8)

**AGAINST:** Nil (0)

**ABSTAINED:** Cr Saab (1)

**CARRIED**

**10.3 ALGA National General Assembly 2026 - Agenda Items**

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council lodges motions to the Australian Local Government Association National General Assembly on the following topics:

1. Infrastructure for liveability;
2. Commonwealth Active Transport Fund; and
3. Insurance implications of increased urban flooding.

**FOR:** Crs O'Donnell, Hill, Law, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (9)

**AGAINST:** Nil (0)

**CARRIED**

**10.4 Governance and Compliance Report**

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Erevnidis**

That Council:

1. Receive and note:
  - a) Informal Meetings of Councillors records;
  - b) Councillor expenses and reimbursements for October to December 2025; and
  - c) Chief Executive Officer and General Manager expenses for October to December 2025; and
2. Acknowledge the information outlined in this report regarding Public Question Time, and make no changes to current procedure at this time.

*Cr Athanasopoulos returned to the meeting at 8.39pm.*

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**11. Chief Finance Office Reports**

**11.1 Quarterly Finance Report December 2025**

**COUNCIL RESOLUTION**

**Moved: Cr Agirtan**

**Seconded: Cr Erevnidis**

That Council note the:

1. Half year report for the six months ending 31 December 2025 financial report and investment report,
2. Progressive draw-down of the loan of up to \$55.95 million will occur in line with Council's approval (July 2024);
3. Forecast operating results for 2025/26 and that the operating results are primarily affected by timing issues with revenue items, additional pressure on materials and services, and updates to depreciation; and
4. Statement by Chief Executive Officer, as required under section 97(3) of the Local Government Act 2020 that a revised budget is not required.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett,  
Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**12. Notices of Motion**

*The Chief Executive Officer, Peter Bean, declared a direct material conflict of interest in Item 12.1 due to his contract of employment, and left the meeting at 8.41pm prior to any discussion.*

**12.1 Notice of Motion No. 5/2026 - Cr Law - CEO Employment Matters Committee - Reappointment of Delegation**

**MOTION**

**Moved: Cr Law**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider the following inclusions in the Committee delegations and appointments:

1. Up to a maximum of five Councillor delegates to the Chief Executive Officer Employment Matters Committee;
2. Appointments of Councillors to the Chief Executive Officer Employment Matters Committee be based upon the requirements of the CEO Employment and Remuneration Policy;
3. A resolution to change appointments to the Chief Executive Officer Employment Matters Committee.

**The motion was ruled out of order in accordance with Rule 24.12 of the Governance Rules as it was deemed that if passed, it would disturb the intention and effect of the motion as it appeared in the agenda.**

**The motion as it appeared in the agenda was subsequently moved.**

**MOTION**

**Moved: Cr Law**

**Seconded: Cr Athanasopoulos**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider the following inclusions in the Committee delegations and appointments:

1. Up to a maximum of four Councillor delegates to the Chief Executive Officer Employment Matters Committee;
2. A requirement that appointment of Councillors to the Chief Executive Officer Employment Matters Committee be based upon demonstrated capability, governance expertise and relevant professional experience, as consistent with the intent and requirements of the CEO Employment and Remuneration Policy;
3. The immediate appointment of Cr Tess Law to the Chief Executive Officer Employment Matters Committee.

**Note:** it was requested by Cr Howe and agreed to by the Chair that each part of the motion be put to the vote separately.

**AMENDED MOTION**

**Moved: Cr O'Donnell**

That Council defer this item until the March 2026 Ordinary Council Meeting pending verification of Cr Law's qualifications and experience as referenced in the motion.

**POINT OF ORDER**

**Cr Law** called a Point of Order under **Governance Rules 37.2.3 and 37.2.4**, on the grounds that the amended motion was irrelevant and improper (seeking personal information).

**The Chair ruled against the Point of Order** as the information sought in the amended motion was deemed relevant to the rationale of the motion appearing in the agenda.

**POINT OF ORDER**

**Cr Law** called a Point of Order under **Governance Rule 37.2.4**, on the grounds that the amended motion was improper due to seeking personal information.

The Chair requested that Cr O'Donnell alter the amended motion to read '*...pending verification by officers of Cr Law's qualifications...*'

**POINT OF ORDER**

**Cr Athanasopoulos** called a Point of Order under **Governance Rule 37.2.7**, on the grounds that the amended motion was outside Council's powers.

**The Chair ruled against the Point of Order** as it was deemed not outside Council's powers to request the information, noting however that it was not within Council's powers to impel a Councillor to comply with the request.

**POINT OF ORDER**

**Cr Law** called a Point of Order under **Governance Rule 37.2.8**, on the grounds that the amended motion was contrary to the relevant Standards of Conduct.

The Chair requested that Cr Law outline the specific part of the amended motion that contravened Governance Rule 37.2.8.

Cr Law responded that the amended motion was undermining to dignity and respect, that it was offensive and humiliating, disruptive of Council business proceedings, and bullying behaviour.

**The Chair ruled against the Point of Order** due to the motion, rationale and debate having referenced experience, qualifications, capabilities and governance expertise.

**POINT OF ORDER**

**Cr Saab** called a Point of Order under **Governance Rule 37.2.1**, on the grounds that the amended motion contravened the provisions of the *Local Government Act 2020* (the Act) and the City of Kingston Governance Rules as the information sought was not a requirement of the Act or part of statutory disclosure obligations, was confidential in nature, and that the request risked breach of standards of conduct.

*Cr Howe left the meeting at 9.02pm.*

**The Chair ruled against the Point of Order** citing the same reasons as the previous ruling.

Cr Saab indicated an intention to move a Motion of Dissent regarding the Chair's ruling.

**The Mayor vacated the Chair at 9.06pm and the Deputy Mayor assumed the Chair for the duration of the debate regarding the Motion of Dissent.**

**MOTION OF DISSENT**

**Moved: Cr Saab**

**Seconded: Cr Athanasopoulos**

That the Chair's ruling regarding the Point of Order under Governance Rule 37.2.1 be dissented from.

*Cr Howe returned to the meeting at 9.11pm.*

**POINT OF ORDER**

**Cr Saab** called a Point of Order under **Governance Rule 37.2.3**, on the grounds that Cr Agirtan's statement was not relevant to the Motion of Dissent.

**The Chair ruled against the Point of Order** and reminded Cr Agirtan to keep statements relevant to the Motion of Dissent.

**POINT OF ORDER**

**Cr Law** called a Point of Order.

The Chair requested that Cr Law clarify the grounds for the Point of Order in relation to the Motion of Dissent.

Cr Law stated that under **Governance Rule 37.1.3**, a Point of Order cannot be taken for the purpose of disrupting a meeting.

**The Chair ruled there to be no valid Point of Order** and directed that Councillors proceed to the vote.

**FOR:** Crs Law and Saab (2)

**AGAINST:** Crs O'Donnell, Erevnidis, Howe, Oxley and Agirtan (5)

**ABSTAINED:** Crs Hill, Athanasopoulos and Ashworth-Collett (3)

**LOST**

The Mayor resumed the Chair at 9.24pm.

**AMENDED MOTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council defer this item until the March 2026 Ordinary Council Meeting pending verification by officers of Cr Law's qualifications and experience as referenced in the motion.

**POINT OF ORDER**

**Cr Law** called a Point of Order under **Governance Rule 37.2.2**, on the grounds that Cr O'Donnell's statement was defamatory.

The Chair requested that Cr Law clarify which part of the statement was defamatory.

As Cr Law did not clarify which part of the statement was defamatory, the Chair requested that Cr Law withdraw the claim that a Councillor had made a defamatory statement.

*Cr Erevnidis and Cr Howe left the meeting at 9.27pm.*

Cr Law did not withdraw the Point of Order.

**The Chair ruled against the Point of Order** and directed that debate continue.

*Cr Erevnidis returned to the meeting at 9.30pm.*

**MOTION BE PUT**

**Moved: Cr Athanasopoulos**

**Seconded: Cr O'Donnell**

That the motion to defer the item now be put.

**FOR:** Crs O'Donnell, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Saab, Oxley, Hill and Agirtan (9)

**AGAINST:** Nil (0)

**CARRIED**

**COUNCIL RESOLUTION**

**Moved: Cr O'Donnell**

**Seconded: Cr Agirtan**

That Council defer this item until the March 2026 Council Meeting pending verification by officers of Cr Law's qualifications and experience as referenced in the motion.

**FOR:** Crs O'Donnell, Athanasopoulos, Erevnidis, Oxley and Agirtan (5)

**AGAINST:** Crs Hill, Law and Saab (3)

**ABSTAINED:** Cr Ashworth-Collett (1)

**CARRIED**

*Cr Hill and Cr O'Donnell left the meeting at 9.32pm.*

*The Chief Executive Officer, Peter Bean, and Cr Howe returned to the meeting at 9.32pm.*

**12.2 Notice of Motion No. 6/2026 - Cr Law - Access and Equity for Women**

**MOTION**

**Moved: Cr Law**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider:

1. Including the wording “increasing female participation in community leadership roles” as a specific and explicit objective within the Access and Equity Advisory Committee Terms of Reference.
2. Expanding the Membership Composition of the Access and Equity Advisory Committee to include an additional category of community representatives who are the most recent finalists of the Kingston Women of the Year Awards, including updating the Terms of Reference and membership provisions accordingly to support this expanded membership and ensure alignment with existing eligibility, appointment and governance requirements.

**The motion was ruled out of order in accordance with Rule 24.12 of the Governance Rules as it was deemed that if passed, it would disturb the intention and effect of the motion as it appeared in the agenda.**

*Cr O'Donnell returned to the meeting at 9.34pm.*

*Cr Hill returned to the meeting at 9.35pm.*

*Cr Athanasopoulos left the meeting at 9.35pm and returned to the meeting at 9.38pm.*

**MOTION**

**Moved: Cr Law**

**Seconded: Cr Ashworth-Collett**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider:

1. Including the wording “increasing female participation in community leadership roles” as a specific and explicit objective within the Access and Equity Advisory Committee Terms of Reference;
2. Expanding the Membership Composition of the Access and Equity Advisory Committee to include an additional category representative for the most recent finalist of the Kingston Women of the Year Awards, including updating the Terms of Reference and membership provisions accordingly to support this expanded membership and ensure alignment with existing eligibility, appointment and governance requirements;
3. Seeking structured feedback from all Kingston Women of the Year nominees and finalists from 2024–2026 on;
  - a) How Council can continuously improve the Women of the Year Awards; and
  - b) Preferred days, times, and formats for the ceremony to maximise accessibility, particularly for women with caring responsibilities and disabilities.

*Cr Agirtan left the meeting at 9.39pm and returned at 9.40pm.*

**Note:** it was requested by Cr Ashworth-Collett and agreed to by the Chair that each part of the motion be put to the vote separately.

Part 1 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Ashworth-Collett**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider:

1. Including the wording “increasing female participation in community leadership roles” as a specific and explicit objective within the Access and Equity Advisory Committee Terms of Reference.

**FOR:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett and Saab (5)

**AGAINST:** Crs O'Donnell, Howe and Agirtan (3)

**ABSTAINED:** Crs Erevnidis and Oxley (2)

**LOST on the casting vote of the Chair**

Part 2 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Ashworth-Collett**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider:

2. Expanding the Membership Composition of the Access and Equity Advisory Committee to include an additional category representative for the most recent finalist of the Kingston Women of the Year Awards, including updating the Terms of Reference and membership provisions accordingly to support this expanded membership and ensure alignment with existing eligibility, appointment and governance requirements.

**FOR:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett and Saab (5)

**AGAINST:** Crs O'Donnell, Howe and Agirtan (3)

**ABSTAINED:** Crs Erevnidis and Oxley (2)

**LOST on the casting vote of the Chair**

Part 3 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Ashworth-Collett**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider:

3. Seeking structured feedback from all Kingston Women of the Year nominees and finalists from 2024–2026 on;
  - a) How Council can continuously improve the Women of the Year Awards; and
  - b) Preferred days, times, and formats for the ceremony to maximise accessibility, particularly for women with caring responsibilities and disabilities.

**FOR:** Cr Law (1)

**AGAINST:** Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Howe, Saab and Agirtan (7)

**ABSTAINED:** Crs Athanasopoulos and Oxley (2)

**LOST**

#### **COUNCIL RESOLUTION**

**Moved: Cr Law**

**Seconded: Cr Ashworth-Collett**

That Council receive an Officer Report by the March 2026 Ordinary Council Meeting to consider:

1. Including the wording “increasing female participation in community leadership roles” as a specific and explicit objective within the Access and Equity Advisory Committee Terms of Reference;
2. Expanding the Membership Composition of the Access and Equity Advisory Committee to include an additional category representative for the most recent finalist of the Kingston Women of the Year Awards, including updating the Terms of Reference and membership provisions accordingly to support this expanded membership and ensure alignment with existing eligibility, appointment and governance requirements;
3. Seeking structured feedback from all Kingston Women of the Year nominees and finalists from 2024–2026 on;
  - a) How Council can continuously improve the Women of the Year Awards; and
  - b) Preferred days, times, and formats for the ceremony to maximise accessibility, particularly for women with caring responsibilities and disabilities.

**LOST**

#### **EXTENSION OF TIME**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Howe**

That the meeting be extended until 11.30pm.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Saab, Oxley and Agirtan (7)

**AGAINST:** Crs Ashworth-Collett, Erevnidis and Howe (3)

**CARRIED**

**12.3 Notice of Motion No. 7/2026 - Cr Saab - Development of a City of Kingston Bowls Strategy and Investigation of Moorabbin Bowls Dome**

**COUNCIL RESOLUTION**

**Moved: Cr Saab**

**Seconded: Cr Howe**

That Council:

1. Receive reports by the May Ordinary Council Meeting that address:
  - a) Undertaking a strategic review of Lawn Bowls within the context of an updated Sport and Recreation Strategy by the end of 2028, which includes but is not limited to:
    - i) A strategic assessment of the current and future role of lawn bowls in Kingston, including participation trends, demographic changes, facility distribution, and long-term sustainability of clubs.
    - ii) Consideration of future capital works and budget implications, including:
      - Resurfacing and renewal of bowling greens program;
      - Upgrades and renewal of bowls pavilions and associated facilities;
      - Installation, upgrade, and expansion of sports lighting to contemporary standards;
      - Electrification and sustainability upgrades of bowls facilities; and
      - Feasibility, benefits, and provision of all-weather green covers.
  - b) The development of a dome or all-weather cover over one of the Moorabbin Bowling Greens in consultation with the Moorabbin Bowls Club, noting that any decision to proceed with the development of a dome will be subject to securing significant external funding and Council's consideration through the annual budget process.
2. Acknowledge that under Council's Play Your Way Strategy, Moorabbin is identified as the suburb most under-served in access to playgrounds and that this shortfall is expected to be exacerbated by:
  - a) The significant volume of development applications currently being considered and already approved that lends itself to the densification of Moorabbin; and
  - b) The State Government's designation of the Moorabbin Activity Centre as a major growth area, which will result in substantial residential densification and increased demand on community infrastructure and open space.
3. Recognise that Moorabbin Bowls Club is one of the largest bowls clubs in Kingston in terms of membership, participation and broader community engagement, and plays a significant role in delivering accessible, active recreation within a growth area experiencing increasing pressure on open space.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**12.4 Notice of Motion No. 8/2026 - Cr Agirtan, Cr Erevnidis, Cr Howe, Cr O'Donnell - Australia Day Celebrations**

**MOTION**

**Moved: Cr Agirtan**

**Seconded: Cr Erevnidis**

That Council:

1. Undertake community consultation, including through Your Kingston Your say, to understand community sentiment in relation to establishing public Australia Day celebrations commencing 26 January 2027, with the community consultation to include:
  - a) Targeted engagement with youth groups, to understand community interest, expectations, and preferred celebration formats;
  - b) Targeted engagement with multicultural organisations, community groups, sporting clubs and trader associations to explore hosting “local street party” style events in prominent, high-visibility and public transport–accessible locations, activating existing Council assets and activity centres;
2. Receive a report on the community consultation outcomes by June 2026;
3. Should community sentiment support establishing public Australia Day celebrations commencing 26 January 2027, Council receive a report outlining:
  - a) Event concepts that deliver diverse, vibrant and family-friendly celebrations showcasing local produce, music, art, talent and cultural expression. This should also include consideration of iconic Australian venues that reflect volunteerism, beach culture, action, movement and community spirit—including but not limited to Kingston’s Life Saving Clubs — as potential event partners or host locations;
  - b) Mechanisms to support the involvement of local sporting clubs and not for- profit organisations, including opportunities for fundraising through sausage sizzles, raffles, community stalls and participation activities;
  - c) Opportunities to invite local sportspeople, interfaith leaders, multicultural representatives and outstanding community members to share stories that promote unity, inclusion and pride in being Australian;
  - d) Options to increase the visibility of the Australian National Flag across Kingston through additional or upgraded flag displays in prominent civic spaces, activity centres, Council buildings and key gateways;
  - e) Options for civic lighting or projection displays, including projecting the Australian National Flag onto the Moorabbin Clock Tower, consistent with previous civic lighting initiatives;
  - f) Measures to encourage public barbecues and informal community gatherings in local parks, including identification of suitable locations and any required logistical support;
  - g) Consideration of a capped budget allocation, to be determined by Council, to enable the distribution of small and medium Australian flags to residents upon request as part of local celebrations; and
  - h) Reflection on previous Council decisions, specifically the earlier motion on this matter – Agenda Item 8.3:Options to Recognise Australia Day (26 May 2025) – and documentation of any learnings from Kingston’s successful 2026 Australia Day citizenship ceremony, to inform the development of future events.

**AMENDED MOTION**

**Moved: Cr Athanasopoulos**

That Council:

1. Undertake community consultation, including through Your Kingston Your say, to understand community sentiment in relation to establishing public Australia Day celebrations commencing 26 January 2027, with the community consultation to include:
  - a) Targeted engagement with youth groups, to understand community interest, expectations, and preferred celebration formats;
  - b) Targeted engagement with multicultural organisations, community groups, sporting clubs and trader associations to explore hosting “local street party” style events in prominent, high-visibility and public transport-accessible locations, activating existing Council assets and activity centres;
  - c) Inviting engagement and consultation with local First Nations representatives and Traditional Owners, including the Bunurong People, to ensure any proposed Australia Day celebrations are culturally respectful;
2. Receive a report on the community consultation outcomes by June 2026;
3. Should community sentiment support establishing public Australia Day celebrations commencing 26 January 2027, Council receive a report outlining:
  - a) Event concepts that deliver diverse, vibrant and family-friendly celebrations showcasing local produce, music, art, talent and cultural expression. This should also include consideration of iconic Australian venues that reflect volunteerism, beach culture, action, movement and community spirit—including but not limited to Kingston’s Life Saving Clubs — as potential event partners or host locations;
  - b) Mechanisms to support the involvement of local sporting clubs and not for- profit organisations, including opportunities for fundraising through sausage sizzles, raffles, community stalls and participation activities;
  - c) Opportunities to invite local sportspeople, interfaith leaders, multicultural representatives and outstanding community members to share stories that promote unity, inclusion and pride in being Australian;
  - d) Options to increase the visibility of the Australian National Flag across Kingston through additional or upgraded flag displays in prominent civic spaces, activity centres, Council buildings and key gateways;
  - e) Options for civic lighting or projection displays, including projecting the Australian National Flag onto the Moorabbin Clock Tower, consistent with previous civic lighting initiatives;
  - f) Measures to encourage public barbecues and informal community gatherings in local parks, including identification of suitable locations and any required logistical support;
  - g) Consideration of a capped budget allocation, to be determined by Council, to enable the distribution of small and medium Australian flags to residents upon request as part of local celebrations; and
  - h) Reflection on previous Council decisions, specifically the earlier motion on this matter – Agenda Item 8.3:Options to Recognise Australia Day (26 May 2025) – and documentation of any learnings from Kingston’s successful 2026 Australia Day citizenship ceremony, to inform the development of future events.

**The amendment was accepted by the Mover and Seconder to become part of the substantive motion.**

**AMENDED MOTION**

**Moved: Cr Hill**

That Council:

1. Undertake community consultation, including through Your Kingston Your say, to understand community sentiment in relation to establishing public Australia Day celebrations commencing 26 January 2027, with the community consultation to include:
  - a) Targeted engagement with youth groups, to understand community interest, expectations, and preferred celebration formats;
  - b) Targeted engagement with multicultural organisations, community groups, sporting clubs and trader associations;
2. Receive a report on the community consultation outcomes by June 2026.
3. Should community sentiment support establishing public Australia Day celebrations commencing 26 January 2027, Council receive a report outlining:
  - a) Events;
  - b) Any other relevant opportunities for civic and community participation and costing for further consideration; and
  - c) Reflection on previous Council decisions, specifically the earlier motion on this matter – Agenda Item 8.3:Options to Recognise Australia Day (26 May 2025) – and documentation of any learnings from Kingston’s successful 2026 Australia Day citizenship ceremony, to inform the development of future events.

*Cr Athanasopoulos left the meeting at 10.00pm and returned at 10.01pm.*

**The amended motion was ruled out of order in accordance with Rule 25.2 of the Governance Rules as it was deemed that if passed, it would disturb the intention and effect of the motion.**

**COUNCIL RESOLUTION**

**Moved: Cr Agirtan**

**Seconded: Cr Erevnidis**

That Council:

1. Undertake community consultation, including through Your Kingston Your say, to understand community sentiment in relation to establishing public Australia Day celebrations commencing 26 January 2027, with the community consultation to include:
  - a) Targeted engagement with youth groups, to understand community interest, expectations, and preferred celebration formats;
  - b) Targeted engagement with multicultural organisations, community groups, sporting clubs and trader associations to explore hosting “local street party” style events in prominent, high-visibility and public transport–accessible locations, activating existing Council assets and activity centres;
  - c) Inviting engagement and consultation with local First Nations representatives and Traditional Owners, including the Bunurong People, to ensure any proposed Australia Day celebrations are culturally respectful;
2. Receive a report on the community consultation outcomes by June 2026;
3. Should community sentiment support establishing public Australia Day celebrations commencing 26 January 2027, Council receive a report outlining:
  - a) Event concepts that deliver diverse, vibrant and family-friendly celebrations showcasing local produce, music, art, talent and cultural expression. This should also include consideration of iconic Australian venues that reflect volunteerism, beach culture, action, movement and community spirit—including but not limited to Kingston’s Life Saving Clubs — as potential event partners or host locations;
  - b) Mechanisms to support the involvement of local sporting clubs and not-for-profit organisations, including opportunities for fundraising through sausage sizzles, raffles, community stalls and participation activities;
  - c) Opportunities to invite local sportspeople, interfaith leaders, multicultural representatives and outstanding community members to share stories that promote unity, inclusion and pride in being Australian;
  - d) Options to increase the visibility of the Australian National Flag across Kingston through additional or upgraded flag displays in prominent civic spaces, activity centres, Council buildings and key gateways;
  - e) Options for civic lighting or projection displays, including projecting the Australian National Flag onto the Moorabbin Clock Tower, consistent with previous civic lighting initiatives;
  - f) Measures to encourage public barbecues and informal community gatherings in local parks, including identification of suitable locations and any required logistical support;
  - g) Consideration of a capped budget allocation, to be determined by Council, to enable the distribution of small and medium Australian flags to residents upon request as part of local celebrations; and
  - h) Reflection on previous Council decisions, specifically the earlier motion on this matter – Agenda Item 8.3:Options to Recognise Australia Day (26 May 2025) – and documentation of any learnings from Kingston’s successful 2026 Australia Day citizenship ceremony, to inform the development of future events.

**FOR:** Crs O'Donnell, Erevnidis, Howe, Oxley and Agirtan (5)

**AGAINST:** Crs Law, Ashworth-Collett and Saab (3)

**ABSTAINED:** Crs Hill and Athanasopoulos (2)

**CARRIED on the casting vote of the Chair**

**12.5 Notice of Motion No. 10/2026 - Cr Hill - Strengthening Governance Rules -  
Notices of Motion**

**MOTION**

**Moved: Cr Hill**

**Seconded: Cr Athanasopoulos**

That Council:

1. Expedite a review of the Governance Rules;
2. As a first step of this review, request a report for the March Ordinary Council Meeting on potential amendments to the Council's Governance Rules relating to Notices of Motion at part 24, inclusive of:
  - a) Submission and admission provisions;
  - b) Any other relevant parts of the Governance Rules, including part 25, Requirements for Motions & Amendments;
3. That the report considers options to strengthen and clarify the Chief Executive Officer's powers to reject or require amendment of Notices of Motion that:
  - a) Do not align with the principles and objectives of the Governance Rules;
  - b) Are inconsistent with the Local Government Act 2020 or other relevant legislation;
  - c) Are inconsistent with the Model Councillor Code of Conduct;
  - d) Pose unreasonable legal, reputational, governance, or workplace health and safety risks; or
  - e) Risk Council acting beyond its power or in a manner that may bring Council into disrepute;
4. That the report includes consideration of:
  - a) Clearer and more explicit rejection grounds; strengthened thresholds for objectionable, prejudicial or high-risk content;
  - b) Improved safeguards where Notices of Motion may impact individual staff members or Councillors;
  - c) Officer and organisational contribution and time commitments;
  - d) Any relevant best practice governance approaches from other Victorian councils; and
5. That the report outlines the legal, governance and operational implications of any proposed changes and provides recommended amendments for Council's consideration.

**AMENDED MOTION**

**Moved: Cr O'Donnell**

6. Note that the rationale for this motion is opinion only, as the rationale has not been endorsed by Council.

**The amendment was accepted by the Mover and Seconder to become part of the substantive motion.**

**COUNCIL RESOLUTION**

**Moved: Cr Hill**

**Seconded: Cr Athanasopoulos**

That Council:

1. Expedite a review of the Governance Rules;
2. As a first step of this review, request a report for the March Ordinary Council Meeting on potential amendments to the Council's Governance Rules relating to Notices of Motion at part 24, inclusive of:
  - a) Submission and admission provisions;
  - b) Any other relevant parts of the Governance Rules, including part 25, Requirements for Motions & Amendments;
3. That the report considers options to strengthen and clarify the Chief Executive Officer's powers to reject or require amendment of Notices of Motion that:
  - a) Do not align with the principles and objectives of the Governance Rules;
  - b) Are inconsistent with the Local Government Act 2020 or other relevant legislation;
  - c) Are inconsistent with the Model Councillor Code of Conduct;
  - d) Pose unreasonable legal, reputational, governance, or workplace health and safety risks; or
  - e) Risk Council acting beyond its power or in a manner that may bring Council into disrepute;
4. That the report includes consideration of:
  - a) Clearer and more explicit rejection grounds; strengthened thresholds for objectionable, prejudicial or high-risk content;
  - b) Improved safeguards where Notices of Motion may impact individual staff members or Councillors;
  - c) Officer and organisational contribution and time commitments;
  - d) Any relevant best practice governance approaches from other Victorian councils;
5. That the report outlines the legal, governance and operational implications of any proposed changes and provides recommended amendments for Council's consideration; and
6. Note that the rationale for this motion is opinion only, as the rationale has not been endorsed by Council.

**FOR:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett, Howe and Saab (6)

**AGAINST:** Crs O'Donnell, Erevnidis, Oxley and Agirtan (4)

**CARRIED**

**12.6 Notice of Motion No. 11/2026 - Cr Law - Mordialloc Creek Shared User Path Master Plan and Underpass Replacement**

**MOTION**

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

1. Developing a Masterplan for accessible Shared User Paths alongside the Mordialloc Creek connecting the Mordi Aquatic Centre and Mordialloc foreshore;
2. Ensuring the Masterplan includes a detailed plan to replace the Mordialloc creek northern underpass with a Shared User Path running alongside the Mordialloc Creek and connecting to the Bay Trail at Hazel Pierce Reserve and the Longbeach Trail at Attenborough Park;
3. Including in the Masterplan a future-access provision for inclusive and accessible connection to Lambert's Island and the Mordialloc Motor Yacht Club precinct;
4. Ensuring the Masterplan considers and aligns with relevant elements of the 2004–2024 Pride of the Bay Masterplan, as well as State government strategies C1 Strategic Cycling Corridor, the Melbourne Waterways Strategy relating to Mordialloc creek Shared User Path accessibility and 20-minute neighbourhoods; and
5. Exploring a long-term investment strategy in our 10-year capital works program to contribute \$5M for the underpass replacement.

**AMENDED MOTION**

**Moved: Cr Athanasopoulos**

5. Ensuring the Masterplan gives consideration to high-quality, safe and accessible link across Mordialloc Creek into Aspendale, including integration with the Aspendale Station Level Crossing Removal Project, with the objective of achieving a continuous, legible and fully accessible share user connection between Mordialloc and Aspendale that strengthens pedestrian and cycling permeability, supports mode shift, and enhances connectivity to the Mordi Aquatic Centre and key community, business, transport and foreshore destinations, and that the report consider advocacy strategies to advance these objectives; and
6. Exploring a long-term investment strategy in our 10-year capital works program to contribute \$5M for the underpass replacement.

**The amendment was accepted by the Mover and the Seconder as an alteration to the substantive motion.**

**Note:** it was requested by Cr Howe and agreed to by the Chair that each part of the motion be put to the vote separately.

**MOTION BE PUT**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Howe**

That the substantive motion now be put.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

Part 1 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

1. Developing a Masterplan for accessible Shared User Paths alongside the Mordialloc Creek connecting the Mordi Aquatic Centre and Mordialloc foreshore.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Howe and Saab (7)

**AGAINST:** Cr Oxley (1)

**ABSTAINED:** Crs Erevnidis and Agirtan (2)

**CARRIED**

Part 2 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

2. Ensuring the Masterplan includes a detailed plan to replace the Mordialloc creek northern underpass with a Shared User Path running alongside the Mordialloc Creek and connecting to the Bay Trail at Hazel Pierce Reserve and the Longbeach Trail at Attenborough Park.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Howe and Saab (7)

**AGAINST:** Cr Oxley (1)

**ABSTAINED:** Crs Erevnidis and Agirtan (2)

**CARRIED**

Part 3 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

3. Including in the Masterplan a future-access provision for inclusive and accessible connection to Lambert's Island and the Mordialloc Motor Yacht Club precinct.

**FOR:** Crs O'Donnell, Law, Athanasopoulos, Ashworth-Collett and Saab (5)

**AGAINST:** Crs Hill, Erevnidis, Howe, Oxley and Agirtan (5)

**LOST on the casting vote of the Chair**

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Part 4 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

4. Ensuring the Masterplan considers and aligns with relevant elements of the 2004–2024 Pride of the Bay Masterplan, as well as State government strategies C1 Strategic Cycling Corridor, the Melbourne Waterways Strategy relating to Mordialloc creek Shared User Path accessibility and 20-minute neighbourhoods.

**FOR:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett, Howe and Saab (6)

**AGAINST:** Crs Erevnidis, Oxley and Agirtan (3)

**ABSTAINED:** Cr O'Donnell (1)

**CARRIED**

Part 5 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

5. Ensuring the Masterplan gives consideration to high-quality, safe and accessible link across Mordialloc Creek into Aspendale, including integration with the Aspendale Station Level Crossing Removal Project, with the objective of achieving a continuous, legible and fully accessible share user connection between Mordialloc and Aspendale that strengthens pedestrian and cycling permeability, supports mode shift, and enhances connectivity to the Mordi Aquatic Centre and key community, business, transport and foreshore destinations, and that the report consider advocacy strategies to advance these objectives.

**FOR:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett and Saab (5)

**AGAINST:** Crs Erevnidis, Howe and Agirtan (3)

**ABSTAINED:** Crs O'Donnell and Oxley (2)

**LOST on the casting vote of the Chair**

Part 6 of the motion was put to the vote as follows:

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

6. Exploring a long-term investment strategy in our 10-year capital works program to contribute \$5M for the underpass replacement.

**FOR:** Crs Hill, Law, Athanasopoulos, Ashworth-Collett and Saab (5)

**AGAINST:** Crs Howe, Oxley and Agirtan (3)

**ABSTAINED:** Crs O'Donnell and Erevnidis (2)

**LOST on the casting vote of the Chair**

**COUNCIL RESOLUTION**

**Moved: Cr Law**

**Seconded: Cr Saab**

That Council receive an officer report to address the following:

1. Developing a Masterplan for accessible Shared User Paths alongside the Mordialloc Creek connecting the Mordi Aquatic Centre and Mordialloc foreshore;
2. Ensuring the Masterplan includes a detailed plan to replace the Mordialloc creek northern underpass with a Shared User Path running alongside the Mordialloc Creek and connecting to the Bay Trail at Hazel Pierce Reserve and the Longbeach Trail at Attenborough Park;
3. Ensuring the Masterplan considers and aligns with relevant elements of the 2004–2024 Pride of the Bay Masterplan, as well as State government strategies C1 Strategic Cycling Corridor, the Melbourne Waterways Strategy relating to Mordialloc creek Shared User Path accessibility and 20-minute neighbourhoods;

**CARRIED**

**12.7 Notice of Motion No. 12/2026 - Cr Athanasopoulos and Cr Howe -  
Establishment of a Councillor Working Group - Governance and Cultural  
Action Plan - Municipal Monitors**

**COUNCIL RESOLUTION**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Howe**

That Council:

1. Establish a Councillor Working Group for the duration of the Municipal Monitor appointment period to oversee and support implementation of a Governance and Cultural Improvement Action Plan;
2. Receive at the next practicable Council Meeting a report including the Draft Terms of Reference of the Working Group, with the Terms of Reference to consider:
  - a) Appointments to the Working Group as follows:
    - i. The Mayor (or delegate);
    - ii. Cr Tony Athanasopoulos (or delegate);
    - iii. Cr Chris Howe (or delegate);
    - iv. Two Councillors nominated through an Expression of Interest process, determined by the Chief Executive Officer;
  - b) Purpose, scope, meeting frequency and reporting requirements at its first meeting;
  - c) The development and implementation of a Governance and Cultural Improvement Action Plan arising from the advice of Municipal Monitors process;
  - d) Priority actions to strengthen meeting conduct and working relationships;
  - e) Delivery of governance training and cultural improvement initiatives; and
  - f) A Governance and Cultural Improvement Action Plan;
  - g) Regular community updates, preferably monthly;
  - h) Agendas to be made available to all Councillors, with the right for Councillors to attend meetings of the Working Group as observers only, without speaking or voting rights unless the Working Group resolves otherwise;
3. Receive a report from the Working Group at the conclusion of the Municipal Monitor appointment and ensure updates are provided at Councillor Briefings regarding matters relevant to the Terms of Reference, including:
  - a) Actions implemented;
  - b) Governance and cultural outcomes achieved; and
  - c) Recommendations for ongoing improvement.

**MOTION BE PUT**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Howe**

That the motion now be put.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

**COUNCIL RESOLUTION**

**Moved: Cr Athanasopoulos**

**Seconded: Cr Howe**

That Council:

1. Establish a Councillor Working Group for the duration of the Municipal Monitor appointment period to oversee and support implementation of a Governance and Cultural Improvement Action Plan;
2. Receive at the next practicable Council Meeting a report including the Draft Terms of Reference of the Working Group, with the Terms of Reference to consider:
  - a) Appointments to the Working Group as follows:
    - i. The Mayor (or delegate);
    - ii. Cr Tony Athanasopoulos (or delegate);
    - iii. Cr Chris Howe (or delegate);
    - iv. Two Councillors nominated through an Expression of Interest process, determined by the Chief Executive Officer;
  - b) Purpose, scope, meeting frequency and reporting requirements at its first meeting;
  - c) The development and implementation of a Governance and Cultural Improvement Action Plan arising from the advice of Municipal Monitors process;
  - d) Priority actions to strengthen meeting conduct and working relationships;
  - e) Delivery of governance training and cultural improvement initiatives; and
  - f) A Governance and Cultural Improvement Action Plan;
  - g) Regular community updates, preferably monthly;
  - h) Agendas to be made available to all Councillors, with the right for Councillors to attend meetings of the Working Group as observers only, without speaking or voting rights unless the Working Group resolves otherwise;
3. Receive a report from the Working Group at the conclusion of the Municipal Monitor appointment and ensure updates are provided at Councillor Briefings regarding matters relevant to the Terms of Reference, including:
  - a) Actions implemented;
  - b) Governance and cultural outcomes achieved; and
  - c) Recommendations for ongoing improvement.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Howe, Saab and Oxley (8)

**AGAINST:** Nil (0)

**ABSTAINED:** Crs Erevnidis and Agirtan (2)

**CARRIED**

**13. Urgent Business**

There were no items of urgent business.

**14. Confidential Items**

**Moved: Cr Athanasopoulos**

**Seconded: Cr O'Donnell**

That in accordance with section 66(1) and 66(2)(a) of the *Local Government Act 2020*, the meeting be closed to members of the public for the consideration of the following confidential items:

**14.1 AccessCare**

*This agenda item is confidential information for the purposes of section 3(1) of the Local Government Act 2020:*

- because it is Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released (section 3(1)(a)), and
- the explanation as to why the specified ground/s applies is the report includes contractual and financial information..

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

The meeting was closed to members of the public at 10.52pm.

**Moved: Cr Athanasopoulos**

**Seconded: Cr O'Donnell**

That the meeting be opened to members of the public.

**FOR:** Crs O'Donnell, Hill, Law, Athanasopoulos, Ashworth-Collett, Erevnidis, Howe, Saab, Oxley and Agirtan (10)

**AGAINST:** Nil (0)

**CARRIED**

The meeting was opened to members of the public at 10.58pm.

The meeting closed at 10.58pm.