

Minutes

Ordinary Council Meeting

Monday, 24th November 2025

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

Table of Contents

1.	Apologies	3
2.	Confirmation of Minutes of Previous Meetings	3
3.	Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest	4
	<i>[Note that any Conflicts of Interest need to be formally declared at the start of the meeting and immediately prior to the item being considered – type and nature of interest is required to be disclosed – if disclosed in writing to the CEO prior to the meeting only the type of interest needs to be disclosed prior to the item being considered.]</i>	
4.	Petitions	4
5.	Delegates' Reports, Councillor Statements and Presentation of Awards	4
6.	Question Time.....	4
7.	Planning and Place Reports.....	12
8.	Community Strengthening Reports	29
9.	Infrastructure and Open Space Reports	30
10.	Customer and Corporate Support Reports	34
11.	Chief Finance Office Reports	36
12.	Notices of Motion	37
13.	Urgent Business.....	37
14.	Confidential Items	37

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

The meeting commenced at 7:00pm in the Council Chamber, 1230 Nepean Highway, Cheltenham.

Present: Cr Georgina Oxley (Mayor)
Cr Sarah O'Donnell (Deputy Mayor)
Cr Jane Agirtan
Cr Kiralee Ashworth-Collett (attended online)
Cr Georgia Erevnidis
Cr Chris Hill (attended online)
Cr Hadi Saab (attended online)
Cr Caroline White (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
Jaclyn Murdoch, Manager City Development,
Kelly Shacklock, Manager Governance, Risk and Integrity
Sharon Lozsan, Team Leader Council Governance
Lily Bowe, Council Governance Officer
Ellie Lockard, Council Governance Officer
Justin Welsford, Media and Communications Advisor
John Tanner AM, Municipal Monitor
John Watson, Municipal Monitor (attended online)

1. Apologies

Apologies from Cr Athanasopoulos, Cr Howe and Cr Law were submitted to the meeting.

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That Council receive the apologies from Cr Athanasopoulos, Cr Howe and Cr Law.

FOR: Crs White, O'Donnell, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

2. Confirmation of Minutes of Previous Meetings

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That the Minutes of the Ordinary Council Meeting held on 27 October 2025, the Special Council Meeting held on 10 November 2025 and the Special Council Meeting held on 12 November 2025 be confirmed.

FOR: Crs White, O'Donnell, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

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

There were no Conflicts of Interest submitted to the meeting.

4. Petitions

4.1 Error! No document variable supplied.

COUNCIL RESOLUTION

Moved: Cr Saab

Seconded: Cr Agirtan

That Council:

1. Receive the petition and refer it to the CEO for consideration; and
2. Notify the head petitioner of the outcome following consideration of the petition.

FOR: Crs White, O'Donnell, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

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

Councillor Statements

Cr Erevnidis made a Councillor statement regarding the Tunes and Tastes event held on Saturday 15 November at Highett.

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That the delegates' reports be received.

FOR: Crs White, O'Donnell, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

6. Question Time

Question time was held at 7.07pm.

A total of 30 questions were received, with 28 being allowed under the Governance Rules. Preambles submitted with questions were not read out. In accordance with clause 39.9 of the Governance Rules, like questions were grouped together.

Cr Hill arrived at the meeting at 7.09pm.

Adrian asked:

1. *When is Council introducing the purple glass recycling bin?*
2. *Is Council going to make green waste collections weekly and garbage collections fortnightly?*

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

Under the Circular Economy (Waste and Recycling) Act 2021, Councils have a legislated requirement to introduce a glass recycling service by 1 July 2027. The Department of Energy Environment and Climate Action has not yet released the service standards indicating how Councils are required to deliver this service as the amount of glass per property is much lower since the introduction of the Container Deposit Scheme.

In response to the second question, the kerbside bin collection frequency is currently weekly for garbage red bins and fortnightly for organic green bins. At this time there is no plan to change the frequency and there is no legislative requirement to do so.

Mark asked:

I am writing in relation to a newspaper article which was a campaign to have abandoned retirement property at 8-12 Northcliffe Rd, Edithvale to be turned into a park. I am curious if a decision has been made yet and if not, when a decision is likely to be made?

Chief Finance Officer, Bernard Rohan, responded:

Officers are currently reviewing the long-term future of 8-12 Northcliffe Road, Edithvale in line with the Council's Property Strategy – a similar review is being undertaken on other sites that are surplus to Council service delivery needs. The Property Strategy seeks to deliver a sustainable property portfolio that delivers maximum community benefit.

There has been no immediate decision taken as to the future of this site in Edithvale.

Officers are continuing to review this site under the Property Strategy and will update Council and the community on any future outcomes shortly and consult with affected residents regarding any future use of the site.

Tom asked:

1. *Following the recent Council rejection of offsetting, will council accelerate the electrification of council buildings and the removal of gas services for health, environmental and ongoing cost benefits and get closer to the committed target of council operations emission reduction?*

2. *Can the electrification and decommissioning of gas services connected to Life Saving Buildings at Carrum, Chelsea, Edithvale, Mordialloc and Mentone be achieved within this coming year?*

General Manager Planning and Place, Jonathan Guttman, responded:

I would like to thank Tom for his questions.

The Council resolution at the October Ordinary Council Meeting on the 27th October, 2025 resolved not to procure carbon offsets. The Council did however resolve to use the money not used for the carbon offsets for other climate mitigating measures within the City of Kingston. The proposed climate mitigating measures would be subject to a further report to Council.

A key priority for Council's own emissions reduction objectives is the request it has made to the Commonwealth Department of Industry, Science and Resources for a grant of \$2.5 Million from the Community Energy Agreement Upgrade Fund to electrify the Waves Leisure Centre. On the basis this grant were successful, it would represent the highest priority carbon reduction project Council has recently pursued.

Council will further consider the potential projects identified by Tom, once it has had confirmation on the outcome of the grant application for the Waves Leisure Centre.

Michael asked:

My questions about the ongoing problem of rubbish in Clayton South. Since March this year I've done 223 snaps in solves and on a number of occasions we have trucks driving around cleaning up the area once I request it. We also have a large vermin problem as people like to throw their food out on the nature strips and this is causing quite concern particularly for pet owners like myself when they're throwing out old chicken bones and things like that. Could we please get this issue addressed your head of the rubbish team knows and understands it but as yet I haven't seen any action apart from the council having to send trucks around usually once every two to three months to clean up the area and I thank the council and staff for that work.

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

Council is aware of rubbish dumping in the Clayton South area and is currently developing a Waste Strategy that will include amongst other things, initiatives to deal with long term residential dumping. The future direction is likely to include actions to provide increased information to residents along with a focus on enforcement where the problems persist.

Gavin asked:

My questions relate to Item 7.2 Dixon street and DDA ramp project.

1. *Why has council slipped in amongst 17 pages of technical jargon a reference to councils 26 May 2025, 3:1 tree replacement resolution; writing that, "in accordance with resolution of Council, replacement tree planting at a ratio of 3:1 will be imposed as a 'condition' of any planning permit that issues for this application."?*
2. *This work may be being done by council, but is it being done on Crown Land not council land, so it is concerning that this inaccurate and inappropriate "condition" has been woven in. I am questioning whether council are looking to try and set an inaccurate and inappropriate precedent on Crown Land moving forward?*

General Manager Planning and Place, Jonathan Guttman, responded:

I would like to thank Gavin for his question.

The Officer Report does mention the 3:1 tree replacement resolution. Having reviewed the Officer report, the highest focus has been placed on addressing the removal and offsetting of native vegetation.

This approach is considered well-reasoned given the extent of existing vegetation removal required to construct the accessible pedestrian ramps is quite significant when considering recent projects completed along the Kingston foreshore.

Replacement and offsetting requirements are subject to a range of detailed conditions recommended as part of the Officer assessment of Item 7.2.

The following four questions regarding Council's use of glyphosate were grouped together for response:

Geoff asked:

How does Council's decision to continue using Round Up (Glyphosate) align with the precautionary principle and requirements for worker safety under relevant health and safety legislation?

Rose asked:

- 1. Will the health of the two teams of three people responsible for weed control in Kingston, as mentioned in the Officer's report on page 840 of this Agenda tonight, regarding the Notice of Motion on Roundup use, be monitored by Council?*
- 2. Is Council aware that Round Up (Glyphosate) has been named by the IARC (International Agency for the Research on Cancer) as a 'probable' cancer causing agent?*

Question from Elena:

Will Council assume responsibility for any health risks to the weed control team from using Roundup (glyphosate), in line with the policy to continue its use?

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

Safe Work Australia is an Australian Government statutory body established to develop national policy relating to work health and safety, and workers compensation.

The WorkSafe Fact Sheet "June 2017 Information about Glyphosate herbicides" states that employers are required to ensure that they have the up-to-date Safety Data Sheets for any Glyphosate products.

The Safety Data Sheets in relation to the product being considered by Council (being Roundup Biactive Herbicide) indicates that it is classified as non-hazardous according to Safe Work Australia.

Geoff may be referring to 163 of the OHS Regulations – which only apply to hazardous substances as determined by the manufacturer or importing supplier.

As Glyphosate is not classified as a hazardous substance, this aspect of the regulation does not apply, and Glyphosate can continue to be used safely when used in accordance with label directions.

Safe Work Australia is introducing Workplace Exposure Limits to replace the current Workplace Exposure Standards from 1 December 2026. This update involves revised limits for many airborne contaminants and adds new substances like diesel particulates and flour dust, but glyphosate is not mentioned among the substances with new or revised limits. As such there is currently no regular health monitoring of staff required for the use of glyphosate, as the regulations and legislation do not require it for this substance. If that changes, then this will be undertaken. Council has adopted a best-practice approach to chemical use. The safety of our staff at Kingston is a priority, and all staff involved in chemical handling are well trained in OHS operating procedures and safe work method statements and have the appropriate protective equipment to undertake this work.

Council is aware that the International Agency for Research on Cancer (the IARC) an agency affiliated with the World Health Organisation, classified Glyphosate as a Group 2A agent. We do note that the IARC assessment does not consider how risk can be mitigated or if risk from likely exposure scenarios is low. Indoor emissions from burning wood, high temperature frying, mobile phone use, and consumption of red meat, red wine, sun exposure and tobacco are also classified as Group 2A agents 'probably carcinogenic to humans'.

Wandzia asked:

- 1. What is the current status of planning application KP-2025/597 regarding the native vegetation protection of Super Lot A on the old Hella/Goodman site, as public submissions for this ended 7 March 2025 and there has been no notifications or any communication from Council to objectors about what is happening with this?*
- 2. Can we on the industrial side of Southern Rd please be kept informed of the discussions happening behind the scenes, regarding the new connector road which Council voted to unanimously pursue, and which we, in the industrial sector, overwhelmingly prefer to go through directly east to Bundoora Parade and Duigan Drive and thence to Lower Dandenong Road and freeways, and not to Second Avenue?*

General Manager Planning and Place, Jonathan Guttmann, responded:

I would like to thank Wandzia for her questions.

In response to question 1, Officers advised the Council at the October Ordinary Council Meeting that the ownership of the former Hella site may be changing. Officers were hoping to get confirmation of any ownership change in early November but are likely to receive a formal update this week. Once this is known, advice can be provided to those who have taken an interest in Planning Application KP-2025/597 of the intentions of the land-owner.

In response to question 2, Officers are investigating the direction provided by the Council regarding the potential connector road through Moorabbin Airport and have undertaken to come back to Council in relation to whether or not, this opportunity is possible.

Vera asked:

1. *What Australia Day 2026 celebrations are being planned for all of us in Kingston?*
2. *Will Council put the Australian flag back onto all it's correspondence, publications and internet sites?*

General Manager Community Strengthening, Kate Waters, responded:

Each year, Council holds a Citizenship Ceremony on Australia Day and will do so again in 2026 where we will welcome 260 new citizens.

This will part of a Civic Reception which will include a flag raising ceremony and, performances.

Council is also supporting community led celebrations through the Kingston Grants Program and through the introduction of an event sponsorship stream dedicated to events of cultural significance such as Australia Day.

In response to the second question, in general flags have not been commonly used on Kingston's correspondence, letterhead or publications in general. This practice has not changed therefore nothing has been removed.

There are specific occasions where we do include images of flags when directly related to the content such as the Australian flags for Citizenship Ceremonies.

Irina asked:

1. *When did Council vote to approve the current process for handling public questions, including the removal of preambles and explanatory context?*
2. *Or did Councillors get no say?*

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

Councillors resolved to adopt the current Governance Rules that regulate question time at Ordinary Council meeting of August 2022, following a public consultation period, including the requirement that questions be as short as possible and preambles being omitted as a matter of standard process.

Yvette asked:

Will Councillors please create a Notice of Motion reinstating the reading of public questions in question time as they are written without censorship, without redaction, and without being changed by the CEO and/or Governance team?

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

This proposal to Council is noted.

Robert asked:

1. *Is Council paying for accommodation for either of the Monitors, assuming they live in the State of Victoria?*
2. *If so, why?*

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

Allowable expenses are set by the Minister for Local Government, under the Terms of Appointment of the Municipal Monitor under section 179 of the Local Government Act.

Amongst other items, travel and accommodation expenses are allowable, reimbursement limits set as per Australian Taxation Office regulations.

Accordingly, monitor expenses including accommodation have been received by Council.

Roslyn asked:

1. *What is Council policy on the placement of Notices of Motion on the agenda relative to Question Time?*
2. *Can this policy be changed by Councillor vote to allow Notices of Motion to go straight after Question time so that the public sees these at a reasonable hour?*

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

Council's adopted Governance Rules set the order of items within the Council Meeting agenda. Changes to the order can be resolved by Council on either a meeting by meeting basis, or as more permanent change through amended Governance Rules.

The following four questions regarding a Councillor speech at the 12 November 2025 Statutory Meeting were grouped together for response:

Gil asked:

What steps has the Chief Executive Officer taken to determine whether Cr Hadi Saab's remarks immediately after the declaration of the Mayor on 12 November 2025 complied with section 139 of the Local Government Act 2020?

Una asked:

Will Cr Hadi Saab's speech delivered immediately after the mayoral election result on 12 November 2025 be referred to the Municipal Monitor for an internal conduct panel for review?

Deborah asked:

Has the CEO or Governance team made preliminary assessment of whether Cr Saab's remarks immediately following the mayoral declaration on 12 November 2024 brought the Council into disrepute?

Julia asked:

Are Cr Hadi Saab's extended remarks directed at the newly elected Mayor on 12 November 2025 considered consistent with the statutory obligation under section 139 of the Local Government Act 2020 to treat other councillors with dignity and respect?

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

Organisational obligations under the Local Government Act 2020 in relation to these questions have been considered, and no further action is currently contemplated.

Damien asked:

When can we expect council to update its gambling policy?

General Manager Community Strengthening, Kate Waters, responded:

The draft Gambling Policy 2026-30 will be presented to Council in the first half of 2026.

7. Planning and Place Reports

7.1 Town Planning Application Decisions – October 2025

COUNCIL RESOLUTION

Moved: Cr Erevnidis

Seconded: Cr O'Donnell

That Council note the report of Town Planning Application Decisions for the month of October 2025.

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (8)

AGAINST: Nil (0)

CARRIED

7.2 KP-2025/206 Dixon Street Foreshore Car Park, 99-101 Bay Trail Mentone

COUNCIL RESOLUTION

Moved: Cr Hill

Seconded: Cr Agirtan

That Council determine to support the proposal and issue a planning permit for the removal of native vegetation at Dixon Street Foreshore Car Park, 99-101 Bay Trail, Mentone, subject to the following conditions:

Amended Plans

1. Before the works commence, amended plans to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and generally in accordance with the application plans titled proposed accessible ramp layout vegetation study area plan, dated May 2025, and proposed accessible ramp layout option 1, dated April 2025, but modified to show:
 - a. Offset evidence in accordance with conditions 19 and 20 of this planning permit.
 - b. Tree protection fencing in accordance with condition 24 of this planning permit.
 - c. Native vegetation protection fencing in accordance with condition 26 of this planning permit.
 - d. A replacement planting and re-vegetation plan for the site in accordance with condition 27 of this planning permit.

Endorsed Plans

2. The extent of works (removal of native vegetation) as shown on the endorsed plans must not be altered without the prior written consent of the responsible authority.
3. The landscaping shown on the endorsed plans must be maintained to the satisfaction of the responsible authority, including that any dead, diseased or damaged plants are to be replaced.

Department of Energy, Environment and Climate Action (DEECA)

4. The works are to be carried out generally in accordance with:
 - a. The plan titled 'Dixon Street Carpark Mentone Proposed Accessible Ramp Layout Vegetation Study Area Plan' dated May 2025 prepared by City of Kingston.
 - b. The plan titled 'Dixon Street Carpark Accessible Pedestrian Ramp to Foreshore, Mentone – Ramp Materials Plan & Construction Methodology, dated July 2025 prepared by City of Kingston.
 - c. The plan titled 'Geotechnical Investigations Dixon Street Ramp' dated 26 June 2025 prepared by Civiltest.
 - d. The plan titled 'Ecological assessment of Dixon Street ramp, Mentone project area' dated 22 May 2025 prepared by Biosis.
 - e. The Marine and Coastal Act consent application received on 25 July 2025.
5. Any modification to the works proposed will require further approval by the Regional Director, Port Phillip Region, Department of Energy, Environment and Climate Action (DEECA).
6. Prior to works commencing, a construction environmental management plan must be prepared to the satisfaction of the City of Kingston.
7. Before works start, the City of Kingston must advise all persons undertaking the vegetation removal or works on site of all relevant permit conditions and associated statutory requirements or approvals.
8. Indigenous vegetation not identified for removal in the ecological assessment, must not be damaged or removed as a result of the works.
9. Before works start, a native vegetation protection fence must be erected around all patches of native vegetation to be retained on site. The protection fence must remain in place until all works are completed.
10. Within the area of native vegetation to be retained and any vegetation or tree protection zone associated with the permitted use and development, the following is prohibited:
 - a. Vehicular access.
 - b. Trenching or soil excavation.
 - c. Storage or dumping of any soils, materials, equipment, vehicles, machinery or waste products.
 - d. Entry and exist pits for the provision of underground services.
 - e. Any other actions or activities that may result in adverse impacts to retained native vegetation.
11. A suitably qualified wildlife handler must be present when removing native vegetation to ensure affected wildlife is not harmed. If displaced wildlife that cannot be relocated onsite to an appropriate location away from the construction footprint or injured wildlife is captured, contact DEECA on 136 186 for further advice.
12. All planting of vegetation within the coastal Crown land must utilise indigenous species of an appropriate local ecological vegetation class.
13. Any clearing or construction activity associated with the works should be carried out in accordance with the with EPA Publication No. 275 Construction Techniques for Sediment Pollution Control (May 1991).

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

14. The construction site must be managed in accordance with EPA Publication 1834.1: Civil construction, building and demolition guide (12 September 2023).
15. Construction equipment, building materials, refuse and site run-off must be contained and controlled and not permitted to impact on the beach or enter Port Phillip Bay.
16. All works must be completed, the site reinstated, and the works maintained to the satisfaction of the City of Kingston.
17. This consent under the *Marine and Coastal Act 2018* will expire if the works are not completed within two (2) years of the date of issue, unless an extension of time is applied for and granted by the Regional Director, Port Phillip Region, DEECA.
18. This consent may be revoked at any time at the discretion of the Regional Director, Port Phillip Region, DEECA.

Native Vegetation Removal

19. To offset the permitted clearing of native vegetation, the permit holder must secure a native vegetation offset, in accordance with Guidelines for the Removal, Destruction or Lopping of Native Vegetation (DELWP 2017). The permit holder must secure the offset amount of 0.003 general habitat units:
 - a. Located within the Port Phillip and Westernport Catchment Management boundary or the City of Kingston's municipal area.
 - b. With a minimum strategic biodiversity score of at least 0.2160.
20. Before any native vegetation is removed, evidence that the offsets required by this planning permit has been secured must be provided to the satisfaction of the responsible authority. This evidence must be one or both of the following:
 - a. An established first party offset site including a security agreement signed by both parties, and a management plan detailing the ten (10) year management actions and ongoing management of the site, and/or
 - b. Credit extract(s) allocated to the permit from the Native Vegetation Credit Register.
21. A copy of the offset evidence will be endorsed by the responsible authority and form part of this planning permit. Within thirty (30) days of endorsement of the offset evidence, a copy of the endorsed offset evidence must be provided to Planning Approvals at the Department of Energy, Environment and Climate Action.
22. Where the offset includes a first party offset(s), the permit holder must provide an annual offset site report to the responsible authority by the anniversary date of the execution of the offset security agreement, for a period of ten (10) consecutive years. After the tenth year, the landowner must provide a report at the reasonable request of a statutory authority.
23. Within six (6) months of the conclusion of the permitted clearing of native vegetation under this planning permit, the offset requirements can be reconciled with the written agreement of the responsible authority and the Department of Energy, Environment and Climate Action.
24. Before works start, tree protection fencing is to be established around the trees located on the north-east side of the car park prior to commencement of works and maintained until all works on site are complete.

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

25. Tree protection fencing is to be a 1.8 metre high temporary fence constructed using steel or timber posts fixed in the ground or to a concrete pad, with the fence's side panels to be constructed of cyclone mesh wire or similar strong metal mesh or netting.
26. Before works start, a native vegetation protection fence must be erected around the perimeter of the area of works containing native vegetation to be removed on site. The protection fence must be constructed of chain mesh or similar to the satisfaction of the responsible authority. The protection fence must remain in place until all works are completed to the satisfaction of the responsible authority.
27. Prior to the commencement of the use, replacement planting and re-vegetation of the site must occur to the satisfaction of the responsible authority. All replacement planting must be at a ratio of at least 3:1 and planting must occur under the direction and supervision of the City of Kingston's foreshore team.

Permit Expiry

28. In accordance with Section 68 of the *Planning and Environment Act 1987* (the Act), this permit will expire if one of the following circumstances applies:
 - The works (removal of native vegetation) are not started within two (2) years from the date of permit issue.
 - The works (removal of native vegetation) are not completed within four (4) years from the date of permit issue.

In accordance with Section 69 of the *Planning and Environment Act 1987*, an application may be submitted to the responsible authority for an extension of the periods referred to in this condition.

Note: The Environment Protection Authority (EPA) Victoria set out the requirements pertaining to site construction hours and permissible noise levels.

Note: Prior to the commencement of works, you are required to obtain any necessary building permit(s), where relevant.

Note: The permit holder must provide a copy of this planning permit to any appointed building surveyor. It is the responsibility of the permit holder and building surveyor to ensure that all works approved by any building permit is consistent with the planning permit, including extent of native vegetation to be removed.

Note: The permit holder must provide a copy of this planning permit and any endorsed plans to any external contractor(s) to ensure that all vegetation (including native vegetation) to be retained on site are protected during any works.

Note: While not a mandatory requirement, the permit holder is encouraged to prepare and implement a cultural heritage management plan (CHMP) in consultation with relevant traditional owners or registered Aboriginal parties (RAP).

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (8)

AGAINST: Nil (0)

CARRIED

7.3 KP-2024/646 – 64 Golden Avenue, Bonbeach

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Erevnidis

That Council determine to support the proposal and issue a planning permit for the construction of five (5) dwellings, comprising one (1) double storey and four (4) single storey at 64 Golden Avenue, Bonbeach, subject to the following conditions:

Amended Plans

1. Before the development starts, amended plans to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and generally in accordance with the advertised plans prepared by Howse Studio, version First, inclusive of sheets 1 to 15; submitted to council on 29 November 2024, but modified to show:
 - a. The finished floor level of the proposed buildings (habitable areas) a minimum of 2.33 metres to the Australian Height Datum and the finished floor level of the proposed garages a minimum 2.18 metres to AHD.
 - b. All levels to the Australian Height Datum (AHD).
 - c. The first floor retreat and bedroom 3 windows of Dwelling 1 screened in accordance with Standard B22 (Overlooking).
 - d. A minimum 2,000L rainwater tank for each new dwelling and connected to toilets for flushing.
 - e. A mailboxes nominated for each dwelling.
 - f. A minimum of 6m³ of externally accessible storage facilities for each dwelling, with dimensions including height.
 - g. The surface material of all driveways, accessways and car parking spaces nominated in all-weather coloured concrete sealcoat, or similar.
 - h. The location of all externally located heating and cooling units, exhaust fans and the like.
 - i. Light bollards provided along the common driveway.
 - j. Motion sensor lighting to each dwellings entry and driveway/garage area.
 - k. The location of street tree protection fencing illustrated to scale and labelled on the ground floor plan.
 - l. An amended landscape plan in accordance with the submitted concept landscape plan prepared by Howse Studio, dated April 2025, with such plans to be prepared by a suitably qualified landscape professional to the satisfaction of the responsible authority and incorporating:
 - i) A survey, including, botanical names of all existing trees to be retained or removed on the site including tree protection zones for trees to be retained calculated in accordance with AS4970-2009.
 - ii) A survey including botanical names, of all existing trees on neighbouring properties where the tree protection zones of such trees calculated in accordance with AS4970-2009 fall partially within the subject site.

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

- iii) The delineation of all garden beds, paving, grassed area, retaining walls, fences and other landscape works.
- iv) The width of the western boundary garden bed to be increased to no less than 1 metre in width opposite the garages of Dwellings 1 and 2 and opposite the garage of Dwelling 4 and V1 to accommodate indigenous canopy tree planting.
- v) Native hedge type vegetation to be planted along the eastern and southern boundaries where appropriate capable of reaching the minimum mature height 3 metres.
- vi) Installation of permeable ground surfaces to the sideways and service areas of each dwelling.
- vii) Garden beds and vegetation to be provided at the base of all north, east and west facing walls of each dwelling, where appropriate.
- viii) Substitution of proposed plant species selection to incorporate a range of plant types from ground covers to large shrubs and trees, including a minimum of four (4) small to medium shrub species, provided at adequate planting densities (e.g. plants 1 metre width at maturity planted 1 metre apart), with the species chosen to comprise of a minimum 80% indigenous species by plant type and total quantities.
- ix) The *Liquidambar styraciflua* (Liquidambar) located within the front setback of Dwelling 1 to be substituted with one (1) indigenous canopy tree capable of reaching the minimum mature dimensions of 12 metre in height and 6 metres in width.
- x) One (1) further indigenous canopy tree capable of growing to the minimum mature dimensions of 12 metres in height and 6 metres to be planted in the front setback of Dwelling 1.
- xi) Each proposed *Gingko biloba* (Maidenhair Tree) located within the private open space of Dwellings 1, 2, 3 and 4 substituted with an indigenous canopy tree capable of reaching the minimum mature dimensions of 8 metres in height and 4 metres in width.
- xii) Each proposed *Gingko biloba* (Maidenhair Tree) located within the private open space of Dwelling 5 substituted with an indigenous canopy tree capable of reaching the minimum mature dimensions of 12 metres in height and 6 metres in width.
- xiii) One (1) *Banksia marginata* (Silver Banksia) to be planted in each curved driveway garden bed adjacent to the front doors of Dwellings 2, 3 and 4.
- xiv) One (1) indigenous canopy tree capable of growing to minimum mature dimensions of 6 metres in height and 3 metres in width to be planted in the widened western boundary garden beds opposite opposite the garages of Dwellings 1 and 2 and opposite the garage of Dwelling 4.
- xv) Climbing plant structures such as posts and frames housing marine grade tensioned steel cables, mesh, lattice or similar to be constructed to a minimum height of 2 metres and installed independent of the boundary fence along the length of the western boundary and driveway.

- xvi) Climbing plant species capable of growing to a minimum mature height of 2 metres height to be planted on structures independent of the boundary fence along the length of western boundary terminating at the Dwelling 5 garage.
- xvii) Climbing plant species to be planted at the base of each pergola post in the private open space of each dwelling.
- xviii) All trees provided at a minimum of 2 metres in height at time of planting, medium to large shrubs to be provided at a minimum pot size of 200mm.
- xix) All trees planted in lawn areas are to be planted in garden beds edged in timber (or similar) at a minimum dimension of 1m².
- xx) Street tree protection fencing to be illustrated to scale and labelled.
- m. The following changes in accordance with the sustainable design assessment:
 - i) Proposed 3kWp solar photo voltaic system to each dwelling on the roof plan.
 - ii) External operable shading devices to all east and west facing habitable room windows and external fixed shading devices to all north facing habitable room windows, sized optimally for thermal performance. The location, size and type of devices must be illustrated on floor plans and elevations.
 - iii) Water efficient irrigation, connection of irrigation system to rainwater tank or water efficient plant selection including drought-tolerant turf/lawn.
 - iv) Glazing operability on the elevation plans.
 - v) All bathrooms and ensuites with an openable window, operable skylight or exhaust fans with humidity sensors.
 - vi) Daylight access to all garages via a skylight, glazed door to the private open space or translucent garage door panels.
 - vii) An annotation on plans specifying double glazing to all living areas and bedrooms.
 - viii) Resident bicycle parking that is not mounted bicycle parking above car bonnets, spaces that are exposed to the weather, or blocking vehicle or bin access. If a bike rack or hook on the long garage wall of each dwelling is proposed, it must allow for clear access paths and minimum car parking space requirements.
 - ix) The location of the electric vehicle charging point in the garage of each dwelling with a note or associated legend item stating "minimum 32A dedicated circuit from switchboard to garage".
 - x) Size, location and details of stormwater management features.
 - xi) Space for four (4) bins for each dwelling.
 - xii) All roofs, walls and exposed concrete driveway to be specified with light coloured or reflective finishes and materials (Solar Reflective Index > 50 or Solar Absorptance < 0.6).

Endorsed Plans

2. The development as shown on the endorsed plans must not be altered without the prior written consent of the responsible authority.
3. The landscaping shown on the endorsed plans must be maintained to the satisfaction of the responsible authority, including that any dead, diseased or damaged plants are to be replaced.

Street Trees

4. Tree protection fencing is to be established around the street trees prior to demolition and maintained until all works on site are complete and:
 - a) The fencing is to be a 1.8 metre high temporary fence constructed using steel or timber posts fixed in the ground or to a concrete pad, with the fence's side panels to be constructed of cyclone mesh wire or similar strong metal mesh or netting.
 - b) The fencing is to encompass the entire nature strip with each end 3 metres from the base of the tree.

Drainage and Water Sensitive Urban Design

5. Unless with the prior written consent of the responsible authority, before the development commences, the following integrated stormwater management documents must be prepared, by a suitably qualified person, to the satisfaction of the responsible authority:
 - a. Stormwater management/drainage (drainage) plan(s) must be prepared, with supporting computations, showing the stormwater (drainage) works to the nominated point of discharge. The plan(s) must show all details of the proposed stormwater (drainage) works including all existing and proposed features that may have impact on the stormwater (drainage) works, including landscaping details.
 - b. The stormwater management (drainage) plan must address the requirements specified within Council's "Civil Design requirements for Developers – Part A: Integrated Stormwater Management".
 - c. A STORM modelling report with results demonstrating water sensitive urban design treatments that achieve Victorian best practice objectives with a minimum 100% rating must be provided as part of the stormwater management (drainage) plan to the satisfaction of the responsible authority. These may include the use of an infiltration or bio-retention system, rainwater tanks connected for reuse, or other treatments to the satisfaction of the responsible authority.
 - d. The water sensitive urban design treatments as per conditions 5(a), (b) and (c) above must be implemented on-site, unless an alternative agreement for stormwater quality in-lieu contribution is reached with the responsible authority.
6. Stormwater/drainage works must be implemented in accordance with the approved stormwater management/drainage plan(s) and to the satisfaction of the responsible authority including the following:
 - a. All stormwater/drainage works must be provided on the site so as to prevent overflows onto adjacent properties.
 - b. The implementation of stormwater/drainage detention system(s) which

restricts stormwater discharge to the maximum allowable flowrate of 12.7L/s.

- c. All stormwater/drainage works must be maintained to the satisfaction of the responsible authority.

Sustainable Design Assessment

- 7. Concurrent with the endorsement of plans under condition 1 of this planning permit, an amended sustainable design assessment (SDA) to be prepared by a suitably qualified professional must be submitted to and approved by the responsible authority. The sustainable design assessment must be substantially in accordance with the sustainable design assessment prepared by ECOresults, report No. 2025-4009-SDA, dated 20 February 2025, but modified to include:
 - a) Maintain the proposed 60% overall score and minimums in Energy (50%), Water (50%), IEQ (50%) and Stormwater (100%) categories in BESS to demonstrate best practice in sustainable design.
 - b) An appropriate stormwater management response. Refer to the [Civil Design Requirements for Developers Part A: Integrated Stormwater Management](#) on how to provide. This includes addressing the following:
 - o Provide further information on the proposed rain gardens as they currently do not meet requirements.
 - o When opting for stormwater contributions, a contribution [calculation](#) needs to be provided as part of the submission.
 - c) Include a commitment to specify products that meet current GECA, Global GreenTag GreenRate, Carpet Institute Australia Environmental Classification Scheme Level 2, Green Star or WELL standards for TVOC in paints, adhesives and sealants (by volume) and carpets (by area) and for Formaldehyde in engineered wood (by area) as claimed in the IEQ 4.1 Air Quality - Non-Residential BESS credit.
 - d) Include a commitment that all concrete will be specified with recycled aggregate where appropriate and recycled water used in the manufacture.
 - e) Include a commitment that all fabricated structural steelwork to be supplied by a steel fabricator/contractor accredited to the Environmental Sustainability Charter of the Australian Steel Institute.
 - f) Include a commitment that all timber used on site to be PEFC or FSC certified.
 - g) The Urban Ecology 2.1 Vegetation BESS credit must include only turfed or planting areas and cannot include other landscaping elements such as hard paving, pavers (including permeable paving), loose pavers, stepping stones, aggregate, pebbles, synthetic grass, decks, pool, rainwater tanks, storage sheds, etc. This area must be demarcated on the landscape plan accurately and entry in BESS must be updated accordingly.
- 8. All works must be undertaken in accordance with the endorsed sustainable design assessment to the satisfaction of the responsible authority. No alterations to the sustainable design assessment may occur without the written consent of the responsible authority.
- 9. Prior to the occupation of any building approved under this planning permit, written confirmation from the author of the endorsed sustainable design assessment is to be submitted to and approved by the responsible authority

detailing that all of the required measures specified in the sustainable design assessment have been implemented, to the satisfaction of the responsible authority.

Infrastructure and Road Works

10. Any relocation of pits, power poles or other services affected by this development must be relocated to the satisfaction of the relevant servicing authority and the responsible authority, at the cost of the owner/developer.
11. Property boundary and footpath levels must not be altered without the prior written consent from the responsible authority.
12. Any reinstatements and vehicle crossovers are to be constructed to the satisfaction of the responsible authority.
13. The replacement of all footpaths, including offsets, must be constructed to the satisfaction of the responsible authority.
14. Any redundant vehicle crossovers must be removed (including redundant portions of vehicle crossovers) to the satisfaction of the responsible authority.

General Amenity

15. All works on or facing the boundaries of adjoining properties must be finished and surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the responsible authority.
16. All externally located heating and cooling units, exhaust fans and the like must not be located adjacent to bedroom windows on adjoining properties and must not be located where they will be highly visible from any public area to the satisfaction of the responsible authority.
17. All piping, ducting above the ground floor storey of the development (other than rainwater, guttering and downpipes) must be concealed to the satisfaction of the responsible authority.

Completion of Works

18. Prior to the occupation of the dwellings hereby permitted, all buildings and works and the conditions of this planning permit must be complied with to the satisfaction of the responsible authority, unless with the further prior written consent of the responsible authority.
19. Prior to the occupation of the dwellings hereby permitted, the landscaping works as shown on the endorsed plans must be completed to the satisfaction of the responsible authority. Thereafter, the landscaping shall be maintained (except where that landscaping is on public land) to the satisfaction of the responsible authority.

Permit Expiry

20. In accordance with Section 68 of the *Planning and Environment Act 1987* (the Act), this permit will expire if one of the following circumstances applies:
 - (a) The development is not started within two (2) years from the date of permit issue.
 - (b) The development is not completed within four (4) years from the date of permit issue.

In accordance with Section 69 of the *Planning and Environment Act 1987*, an application may be submitted to the responsible authority for an extension of the periods referred to in this condition.

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

- Note:** Environment Protection Authority (EPA) Victoria set out the requirements pertaining to site construction hours and permissible noise levels.
- Note:** Any buildings and works (including eaves) to be located within an easement requires separate consent from Council and/or the relevant service authority. This will need to be obtained prior to the issue of a building permit.
- Note:** Prior to the commencement of the development, you are required to obtain the necessary building permit.
- Note:** The applicant/owner must provide a copy of this planning permit to any appointed building surveyor. It is the responsibility of the applicant/owner and building surveyor to ensure that all building development works approved by any building permit is consistent with the planning permit.
- Note:** The applicant/owner must provide a copy of this planning permit and any endorsed plans to any external contractor to ensure that all trees to be retained on site are protected during any works.
- Note:** The allocation of street numbering and addressing of properties is vested in Council. Any reference to addressing or dwelling/unit/apartment and street numbers or street names on any endorsed plan is indicative only. The onus is on the permit applicant/land owner to contact Council's property data department to determine the official dwelling/unit/apartment street numbers, street name details and the like for the approved development.
- If the permit applicant/land owner adopts the street numbering or addressing from the endorsed plans, or where advertising and/or sales transact (off the plan) prior to Council's official allocation of the street numbering and addressing, it will be viewed to be non-compliant with the guideline and standard applied (Australian/New Zealand Standard for Rural & Urban Addressing / AS/NZS 4819:2011).
- Note:** The owner(s), occupiers and visitors of the development allowed by this permit may not be eligible for Council resident or visitor car parking permits.
- Note:** All buildings and works must be carried out in accordance with the approved cultural heritage management plan as required by the *Aboriginal Heritage Act 2006*. A copy of the approved cultural heritage management plan must be held on site during the construction activity.
- Note:** For further information on stormwater contribution calculations, please visit the following link: <https://www.kingston.vic.gov.au/property/property-managment/drains-and-stormwater/stormwater-requirements-for-developers#section-2>

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (8)

AGAINST: Nil (0)

CARRIED

Sue Sukkar spoke on behalf of the applicant for Item 7.4.

7.4 KP-2016/829/A – 13-15 Jellicoe Street, Cheltenham

COUNCIL RESOLUTION

Moved: Cr Erevnidis

Seconded: Cr O'Donnell

That Council refuse to support the proposal and issue a notice of refusal to grant an amended planning permit for KP-2016/829/A at 13-15 Jellicoe Street, Cheltenham on the following grounds:

1. The proposal fails to meet the objectives and strategic directions of the Planning Policy Framework – including Strategic Directions contained at Clause 02.03 and Built Environment and Heritage contained at Clause 15 of the Kingston Planning Scheme;
2. The proposal is not consistent with the purpose and objectives of the Residential Growth Zone (Schedule No.3) at Clause 32.07 of the Kingston Planning Scheme as the proposal does not provide a design outcome that is respectful of the prevailing and preferred neighbourhood character;
3. The proposal is not consistent with the purpose and objectives of the Design and Development Overlay (Scheduled 25) at Clause 43.02 of the Kingston Planning Scheme;
4. The proposal fails to satisfy all the requirements of Clause 55 of the Kingston Planning Scheme (ResCode), in particular street setback, site coverage, side and rear setbacks, overshadowing, overlooking, private open space and solar access to private open space;
5. The proposal fails to satisfy Clause 52.06 (Car Parking) as the reduction in car parking will adversely affect the amenity of the locality by virtue of the increased demand for on-street car parking;
6. The proposal represents an overdevelopment of the subject site providing an inappropriate response to the Planning Policy Framework expectations and the character of the area; and
7. The proposal represents a poor design outcome when considering the expectations of apartment developments through Clause 55.07 of the Kingston Planning Scheme.

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

AGAINST: Nil (0)

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

CARRIED

Kiran Thorat spoke in objection of Item 7.5.

Sue Zhang spoke on behalf of the applicant for Item 7.5.

7.5 KP-2024/481 – 93-95 Centre Dandenong Road, Cheltenham

COUNCIL RESOLUTION

Moved: Cr Erevnidis

Seconded: Cr O'Donnell

That Council refuse to support the proposal and issue a notice of refusal to grant a planning permit for KP-2024/481 – 93-95 Centre Dandenong Road, Cheltenham on the following grounds:

1. The proposal fails to meet the objectives and strategic directions of the Planning Policy Framework as it relates to the impacts of a non-residential use and development in a residential zone;
2. The proposal is not consistent with the purpose and objectives of the Neighbourhood Residential Zone (Schedule No.7) at Clause 32.09 of the Kingston Planning Scheme as the proposal does not provide a use and design outcome that is respectful of the prevailing and preferred neighbourhood character resulting in adverse amenity impacts;
3. The proposal fails to provide an acceptable built form outcome having regard to the physical and policy context; and
4. The proposed development will cause an adverse traffic impact to the area and result in increased pressures on on-street car parking.

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

AGAINST: Cr Saab (1)

ABSTAINED: Crs Hill and Ashworth-Collett (2)

CARRIED

7.6 KP-2025-297 – Regents Park, 39C Sixth Avenue, Aspendale

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Erevnidis

That Council:

1. Not advertise the application as the proposal is consistent with the use and zoning of the site and therefore, should not cause material detriment to adjoining or nearby properties; and:
2. Determine to support the proposal and issue a planning permit to construct a building (electronic scoreboard) at Regents Park, 39C Sixth Avenue, Aspendale, subject to the following conditions:

Endorsed Plans

1. The location and details of the scoreboard as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.

Scoreboard Details

2. The scoreboard must be located wholly within the title boundary of the land and must not protrude above the overall height of the building.
3. The scoreboard must not be animated, and no flashing or intermittent lights may be displayed.
4. The scoreboard shown on the endorsed plans must be constructed to the satisfaction of the Responsible Authority and must be maintained to the satisfaction of the Responsible Authority.

Completion of Works

5. Once the erection of the scoreboard has commenced, it must be continued and completed to the satisfaction of the Responsible Authority.

Permit Expiry

6. This permit as it relates to development will expire if one of the following circumstances applies:
 - a) The development is not started within two (2) years of the issue date of this permit.
 - b) The development is not completed within four (4) years of the issue date of this permit.

In accordance with Section 69 of the *Planning and Environment Act 1987*, an application may be submitted to the responsible authority for an extension of the periods referred to in this condition.

Note: No advertising or identification signage may be erected or displayed on the scoreboard without the prior written consent of the Responsible Authority, unless exempt under the Kingston Planning Scheme.

Cr White left the meeting at 7.56pm and returned at 7.57pm..

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (8)

AGAINST: Nil (0)

CARRIED

7.7 Operational Policy Review – City Development

COUNCIL RESOLUTION

Moved: Cr Agirtan

Seconded: Cr O'Donnell

That Council adopt the following revised policies as drafted and attached to this report:

1. Planning Delegation Policy;
2. Notice of Application for Planning Permit Policy;
3. Planning Interaction Policy; and
4. Application for a Planning Permit Meeting Policy.

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (8)

AGAINST: Nil (0)

CARRIED

7.8 PT-2025/550 – Lot 1 Centre Road Oakleigh South – Tree Removal Application

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That Council grant a Local Law Permit for the removal of ten (10) trees and the habitat pruning/lopping of four (4) trees subject to the following conditions:

1. A landscape plan be prepared for endorsement to Council's delegated officer satisfaction. The plan (or updated existing plan) will include clear details of replacement planting species, EVC, locations and timeframes for delivery of the works.
2. Trees approved for removal replaced at a 3:1 ratio and trees approved for habitat pruning/lopping replaced at a 1:1 ratio.
3. At least 14 of the replacement trees capable of reaching a minimum mature height of 15m.
4. All replacement planting to be from the EVCs found on the golf course.
5. The applicant to demonstrate, upon the completion of each stage that re-planting has occurred.
6. That the vegetation shown on the endorsed plan be maintained in a manner that ensures the long-term viability of the replacement plantings.

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (8)

AGAINST: Nil (0)

CARRIED

7.9 Response to Resolution – Notice of Motion 38/2025 – Suburban Rail Loop and Activity Centre Program – Investigation of Impacts

Moved: Cr White

Seconded: Cr Erevnidis

That Council:

1. Refer to the 2026/2027 budget process for consideration, the undertaking of an investigation into the impact that the Activity Centres Program, affecting 2 centres in the municipality, and the Suburban Rail Loop project (SRL) proposed by the State Government will have on Kingston City Council that considers the following points:
 - a) The potential increase in rates and other charges required for Council to pay for the necessary infrastructure to meet the increase in population set out by the State Government.
 - b) The expansion and upgrades required of Council drainage systems due to increased high-rise housing.
 - c) The expansion and upgrade required to accessible open space.
 - d) the expansion and upgrade required of local roads to manage increased traffic.
 - e) The investigation outcome should it proceed include a publicly available report on these matters at a Council meeting as soon as practicable should budget be provided to undertake this work, and at a time that coincides with State Government gazettal of changes to the planning controls
2. Should an allocation be provided to the work described in Item 1. above in the 2026/2027 budget, commits to make publicly available a comprehensive summary of the investigation report and the respective Council resolution via:
 - a) A prominent location on Council's website.
 - b) Council's communication channels.
 - c) A feature article in the next available edition of 'Kingston Your City'.
 - d) Mail to all Kingston households and businesses (in the most cost-effective method) with the means and content to be approved by the Chief Executive Officer

FOR: Cr Ashworth-Collett (1)

AGAINST: Crs White, O'Donnell, Hill, Erevnidis, Saab, Oxley and Agirtan (7)

LOST

A motion foreshadowed in earlier debate was moved, and became the Council resolution as follows:

COUNCIL RESOLUTION

Moved: Cr White

Seconded: Cr Agirtan

That Council:

1. Note the report; and
2. Seek a further report at the May 2026 Ordinary Council Meeting that provides:
 - a) A summary of the recommendations of The Standing Advisory Committee for the Suburban Rail Loop Precinct Structure Planning Process and any decisions made by the Victorian Government in relation to this work;

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

- b) An update to Council on the work completed in the Mentone Activity Centre as part of the Activity Centre Program;
- c) An update on the State Government's consideration of a new Infrastructure Contribution Regime for the areas including the Suburban Rail Loop Structure Planning Area and/or areas covered by the Activity Centre Program;
- d) Advice on any work commissioned and/or planned by Victorian Auditor General's Office or Infrastructure Victoria on matters of relevance to responding to the above; and
- e) Advice regarding whether further work may require a budget allocation in 2026/27.

FOR: Crs White, O'Donnell, Hill, Ashworth-Collett, Erevnidis, Oxley and Agirtan (7)

AGAINST: Nil (0)

ABSTAINED: Cr Saab (1)

CARRIED

8. Community Strengthening Reports

8.1 Draft Reconciliation Strategy 2026-2030

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Erevnidis

That Council receive a report on this matter following a Councillor briefing to allow for further discussion.

FOR: Crs White, O'Donnell, Hill, Erevnidis, Oxley and Agirtan (6)

AGAINST: Cr Ashworth-Collett (1)

ABSTAINED: Cr Saab (1)

CARRIED

8.2 Individual Development Grants and Community Small Grants – Quarterly Report (July – September 2025)

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That Council:

1. Note the funding outcomes of the Individual Development Grants for 1 July - 30 September 2025, as presented in Appendix 1;
2. Note the successful funding outcomes of the Community Small Grants for 1 July - 30 September 2025, as presented in Appendix 2; and
3. Endorse that the Community Small Grant, as presented in Appendix 3, is not recommended for funding for 1 July - 30 September 2025.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

ABSTAINED: Cr White (1)

CARRIED

8.3 Visual Art & Heritage Collections Policy and Guidelines

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That Council defer this item for consideration at the December Council Meeting.

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

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

CARRIED

9. Infrastructure and Open Space Reports

9.1 2025/26 Capital Budget – Quarter 1 Review

COUNCIL RESOLUTION

Moved: Cr Agirtan

Seconded: Cr Erevnidis

That Council:

1. Note that at the end of quarter 1, the 2025/26 capital works program expenditure is 34% (\$1.7M) ahead of forecast (\$4.8M) mainly attributed to an early payment of \$1.5M to the Hawthorn Football Club for the Kennedy Centre (originally forecast for expenditure in quarter 3);
2. Note that at the end of quarter 1, the 2025/26 capital works program is forecast to expend 100% of the adjusted budget (\$49.1M);
3. Note that the Mordi Aquatic Centre expenditure is 4% (\$249,000) ahead of forecast (\$6.1M) at the end of quarter 1 and is forecast to expend 100% of its 2025/26 adjusted budget (\$42.3M); and
4. Note that there are no proposed adjustments to the capital works program at quarter 1.

Cr White left the meeting at 8.09pm and did not return.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

9.2 Funding Service Agreements - Decision Making Framework

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That Council:

1. Adopt the Funding Agreement- Decision Making Framework (as attached in Appendix 1) to guide the assessment and decision-making process for unique funding requests that fall outside the standard grants process; and
2. Endorse for the adopted framework to be made available on Council's website.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

**9.3 CON-25/052 Mulkarra Drive and Embankment Grove, Chelsea Road
Reconstruction and Drainage Improvements**

COUNCIL RESOLUTION

Moved: Cr Agirtan

Seconded: Cr Ashworth-Collett

That Council:

1. Note the outcome of the tender assessment process for Contract No. 25/052 Mulkarra Drive and Embankment Grove, Chelsea Road Reconstruction and Drainage Improvements, as set out in confidential Appendix 1 attached to this report;
2. Award Contract No. 25/052 Mulkarra Drive and Embankment Grove, Chelsea Road Reconstruction and Drainage Improvements for the fixed lump sum price of \$5,980,437.00 (exclusive of GST) to Jaydo Construction Pty Ltd; and
3. Approve the allocation of a separate contingency of up to 10%, \$598,043.70, 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, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

9.4 CON-25/051 Broadway, Bonbeach Road Reconstruction

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Erevnidis

That Council:

1. Note the outcome of the tender assessment process for Contract No. 25/051 Broadway, Bonbeach Road Reconstruction, as set out in confidential Appendix 1 attached to this report;
2. Award Contract No. 25/051 Broadway, Bonbeach Road Reconstruction for the fixed lump sum price of \$4,585,362.00 (exclusive of GST) to Parkinson Group (VIC) Pty Ltd; and
3. Approve the allocation of a separate contingency of up to 10%, \$458,536.20, 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, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

9.5 Electronic Scoreboard Policy

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Erevnidis

That Council:

1. Receive the community consultation feedback on the draft Electronic Scoreboard Policy;
2. Note the amendments made to the Electronic Scoreboard Policy based on the feedback; and
3. Adopt the Electronic Scoreboard Policy, as set out in Appendix 1.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

9.6 Outcomes of Namatjira Park Master Plan Community Consultation

COUNCIL RESOLUTION

Moved: Cr Saab

Seconded: Cr Agirtan

That Council:

1. Endorse the revised concept layout plan
2. Note the outcomes of the community consultation feedback on the Namatjira Master Plan;
3. Endorse the inclusions resulting from the community feedback including;
 - a) Include outdoor table tennis as part of the Active Recreation area.
 - b) Consider additional tree planting across the Reserve.
 - c) Install a turf wicket table at Keeley Park (East) to ensure club continuity in existing turf competition.
 - d) Adopt the skate park design
 - e) Further develop and consult on the Playground concept; and
4. Approve the implementation of the revised Master Plan.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

9.7 Outcomes of Le Page Park Master Plan Community Consultation

COUNCIL RESOLUTION

Moved: Cr Saab

Seconded: Cr O'Donnell

That Council:

1. Endorse the revised concept layout plan
2. Note the outcomes of the community consultation feedback on the Le Page Park Master Plan;
3. Endorse the inclusions resulting from the community feedback including;
 - a) Remove pickleball line marking from the tennis courts, this provision is not supported by the club;
 - b) Retain the hit up wall within the Active Recreation Zone with consideration to an additional wall if feasible, within the tennis club area;
 - c) Seek to include a dedicated exit from the south-west car park and kiss and go to support school pick up and drop off; and
 - d) Continue to work with the tennis club regarding the configuration of the courts and pavilion layout; and
4. Approve the implementation of the revised Master Plan.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

9.8 Response to Resolution – Notice of Motion 34/2025 – The Beauty Spot Shade

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Erevnidis

That Council:

1. Note the assessment of the accessibility of the paths throughout The Beauty Spot in Carrum and that any changes to path grade and crossfall are impractical due to site levels; and
2. Endorse the planting of mature shade trees close to the picnic area to provide future shade.

FOR: Crs O'Donnell, Hill, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

10. Customer and Corporate Support Reports

10.1 Governance and Compliance Report

COUNCIL RESOLUTION

Moved: Cr O'Donnell

Seconded: Cr Agirtan

That Council:

1. Receive and note:
 - a) Informal Meetings of Councillors records;
 - b) Councillor expenses and reimbursements for July to September 2025; and
 - c) Chief Executive Officer and General Manager expenses for July to September 2025;
2. Endorse revised Terms of Reference for:
 - a) The Youth Voice Working Groups (12-17 years old and 18-25 years old); and
 - b) The Community Safety Working Group;
3. Endorse the Historical Society Network Consultative Committee to continue operation as a network, retiring the previously approved Terms of Reference; and
4. Appoint Councillor delegates/representatives to the following committees, working groups and organisations in accordance with their respective Terms of Reference:

Legislative Committees	2025/2026 Appointee/s
Planning Committee	All Councillors
Audit and Risk Committee	Mayor Cr Agirtan Cr Saab (alternate)
Internal Committees/ Organisations	2025/2026 Appointee/s
CEO Employment Matters Committee	Mayor Cr O'Donnell Cr Agirtan Cr Athanasopoulos
Governance and Policy Committee	Mayor Cr Saab Cr Hill Cr O'Donnell Cr Athanasopoulos Cr Law
Consultative Committees	2025/2026 Appointee/s
Kingston Charitable Fund Community Grants Panel	Mayor Cr O'Donnell
Working Groups	2025/2026 Appointee/s
Youth Voice Working Group (12-17 years old)	Cr Erevnidis Cr Hill
Youth Voice Working Group (18-25 years old)	Cr Ashworth-Collett Cr Hill

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

Community Safety Working Group	Cr White Cr Erevnidis
External Committees/Organisations	2025/2026 Appointee/s
Association of Bayside Municipalities	Cr White
Metropolitan Transport Forum	Cr Saab Cr White
Moorabbin Airport Consultative Committee	Cr Erevnidis Cr Agirtan
Municipal Association of Victoria	Cr O'Donnell Mayor (substitute)
Greater South East Melbourne (GSEM)	Mayor
South East Councils Climate Change Alliance (SECCCA)	Cr Hill Cr Ashworth-Collett
Victorian Local Governance Association	Mayor Cr O'Donnell
Local Government Mayoral Taskforce supporting People Seeking Asylum	Cr Saab Cr Agirtan (alternate)

5. Receive a briefing report outlining membership costs of relevant committees.

FOR: Crs O'Donnell, Ashworth-Collett, Erevnidis, Oxley and Agirtan (5)

AGAINST: Crs Hill and Saab (2)

CARRIED

**City of Kingston
Ordinary Council Meeting**

Minutes

24 November 2025

11. Chief Finance Office Reports

11.1 Quarterly Finance Report September 2025

COUNCIL RESOLUTION

Moved: Cr Agirtan

Seconded: Cr O'Donnell

That Council note:

1. The 2025/26 Quarter 1 ending 30 September 2025 financial report and investment report;
2. The 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, Ashworth-Collett, Erevnidis, Saab, Oxley and Agirtan (7)

AGAINST: Nil (0)

CARRIED

12. Notices of Motion

12.1 Notice of Motion No.43/2025 – Cr Erevnidis – Weed Killer

RECOMMENDATION

Moved: Cr Erevnidis

Seconded: Cr O'Donnell

That Council receive a report regarding:

1. The cost of using Roundup;
2. The cost of the contract to have our parks and streets sprayed;
3. Areas of the Kingston municipality which are sprayed;
4. Non-toxic weed killer previously investigated;
5. The cost of changing weed killer and the contractor used; and
6. Previous public consultation results.

Cr Oxley proposed the following additional point as an amendment to the motion:

7. Ways in which we inform the community of spraying, including how long the information is available before and after spraying.

The amendment was accepted by the mover and seconder and became the substantive motion:

COUNCIL RESOLUTION

Moved: Cr Erevnidis

Seconded: Cr O'Donnell

That Council receive a report regarding:

1. The cost of using Roundup;
2. The cost of the contract to have our parks and streets sprayed;
3. Areas of the Kingston municipality which are sprayed;
4. Non-toxic weed killer previously investigated;
5. The cost of changing weed killer and the contractor used;
6. Previous public consultation results; and
7. Ways in which we inform the community of spraying, including how long the information is available before and after spraying.

FOR: Crs O'Donnell, Ashworth-Collett, Erevnidis, Oxley and Agirtan (5)

AGAINST: Crs Hill and Saab (2)

CARRIED

13. Urgent Business

There were no items of urgent business.

14. Confidential Items

The meeting closed at 8.25pm.