Item 11 Joint Organisations

FILE REFERENCE

DELIVERY PROGRAM

GOAL: 4. Proactive Regional and Local Leadership

OUTCOME: 4.1 WE ARE AN ENGAGED & CONNECTED COMMUNITY

STRATEGY: 4.2.1 Build strong relationships and shared

responsibilities - GM - external

AUTHOR General Manager

DATE 9 December 2017

STAFF DISCLOSURE OF INTEREST NIL

IN BRIEF/ SUMMARY RECOMMENDATION

Gwydir Shire Council is to determine if it wants to be a member of a Joint Organisation, (recommended) and if it does which Joint Organisation: either Namoi or New England.

TABLED ITEMS Nil

BACKGROUND

At the 9th March 2017 Confidential Community Services and Planning Committee Meeting, the Committee resolved to recommend to the Council:

THAT the Mayor is authorised to progress, in a positive manner, discussions to initiate the reallocation of both Moree Plains and Gwydir Shire Councils into the New England Joint Organisation from the Namoi Joint Organisation.

However, until such time that the enabling legislation was passed by the State Parliament and promulgated, Gwydir Shire has remained an active member of the Namoi JO. The anticipated legislation was expected to include a mandatory requirement that each Council must become a member of a Joint Organisation and this appears to no longer be the case.

There are definite advantages in joining a Joint Organisation, which include access to TCorp funds, subject to certain requirements, joint funding opportunities and positive participation in regional strategic planning.

COMMENT

Gwydir Shire is, at the moment, actively involved in both the Namoi and New England Groups. This is also the case for Uralla Shire Council.

Gwydir Shire's current financial membership of the Namoi Joint Organisation will continue up to 30th June 2018.

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December 2017			

The new Joint Organisation structure will commence from 1st July 2018. A decision by each regional and rural Council needs to be made by 28th February 2018 in order for the appropriate proclamations to be made to enable the 1st July 2018 commencement date to be achieved.

Sydney Metropolitan Councils are not included in this process.

CONCLUSION

The Council needs to consider whether it wants to be a member of a Joint Organisation and if 'yes', as recommended, which option outlined in the recommendation to this report it wants to adopt.

If the Council wants to maintain its current position, adopted in March 2017, then Option 2 is the option to adopt.

OFFICER RECOMMENDATION

THAT Gwydir Shire Council resolves to join a Joint Organisation within its Planning Region.

In accordance with Part 7 of Chapter 12 of the Local Government Act 1993 (Act), the Gwydir Shire Council (Council) resolves:

- That the Council inform the Minister for Local Government (Minister) of the Council's endorsement of the Minister recommending to the Governor the establishment of a Joint Organisation (Joint Organisation) in accordance with this resolution.
- 2. To approve the inclusion of the Council's area in the Joint Organisation's area.
- 3. That the Joint Organisation be established to cover the Council's area and any one or more of the following council areas:

OPTION 1 NAMOI

 a) Gunnedah Shire Council, Gwydir Shire Council, Liverpool Plains Shire Council, Narrabri Shire Council, Tamworth Regional Council, (possibly Uralla Shire Council) and Walcha Council

OR

OPTION 2 NEW ENGLAND

 a) Gwydir Shire Council, Glen Innes Severn Shire Council, Inverell Shire Council, Moree Plains Shire Council, Tenterfield Shire Council, (possibly Uralla Shire Council) and Armidale Regional Council.

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~ · ·	
Chairman	

- 4. That before 28 February 2018, the General Manager provide the Minister with a copy of this resolution including the date on which Council made this resolution.
- 5. That, on the expiry of a period of 28 days from the making of this resolution, the General Manager inform the Minister that this resolution has not been rescinded.

ATTACHMENTS

AT- Communication from OLG

AT- Information Pack

COUNCIL RESOLUTION: MINUTE 416/17

THAT Gwydir Shire Council resolves to join a Joint Organisation within its Planning Region.

In accordance with Part 7 of Chapter 12 of the *Local Government Act 1993* (Act), the Gwydir Shire Council (Council) resolves:

- 1. That the Council inform the Minister for Local Government (Minister) of the Council's endorsement of the Minister recommending to the Governor the establishment of a Joint Organisation (Joint Organisation) in accordance with this resolution.
- 2. To approve the inclusion of the Council's area in the Joint Organisation's area.
- 3. That the Joint Organisation be established to cover the Council's area and any one or more of the following council areas:

NAMOI

- a) Gunnedah Shire Council, Gwydir Shire Council, Liverpool Plains Shire Council, Narrabri Shire Council, Tamworth Regional Council, (possibly Uralla Shire Council) and Walcha Council
- 4. That before 28 February 2018, the General Manager provide the Minister with a copy of this resolution including the date on which Council made this resolution.
- 5. That, on the expiry of a period of 28 days from the making of this resolution, the General Manager inform the Minister that

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this resolution has not been rescinded.

(Moved Cr D Coulton, seconded Cr Egan)

Upon being put to the meeting, the motion was declared carried.

For the Motion were Crs Dick, Dixon OAM, Egan, J Coulton, Moore, Smith, Galvin, D Coulton and Young Total (9).

Against the Motion was Nil Total (0).

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5 O'Keefe Avenue NOWRA NSW 2541 Locked Bag 3015 NOWRA NSW 2541 Our Reference: Your Reference: Contact:

Phone:

A573390

Chris Presland 02 8289 6800

Mr Max Eastcott General Manager Gwydir Shire Council Locked Bag 5 BINGARA NSW 2404

1 December 2017

mail@gwydir.nsw.gov.au

Dear Mr Eastcott

I am pleased to be writing to you following the recent passage by the NSW Parliament of the *Local Government Amendment (Regional Joint Organisations) Bill 2017.* This legislation allows for councils to voluntarily join new Joint Organisations (JOs) to strengthen regional coordination and improve the delivery of important infrastructure and services for communities through strategic planning, collaboration and shared leadership and advocacy.

Council has recently been invited to nominate to form a JO and I encourage you to commence negotiations with the councils in your planning region on how a JO may be established to best support your community.

To assist Council in considering to form a JO, enclosed is an information pack that includes the following resources:

- · Guidance information on how to submit a nomination to form a JO
- Frequently Asked Questions
- Office of Local Government contacts for support.

The Office of Local Government welcomes this opportunity to work with you in establishing a JO and is available to discuss what assistance can be offered to your council and region as you consider the benefits of joining a JO.

Please contact Mr Chris Presland, Director Reform Implementation on (02) 4428 4100 or olg@olg.nsw.gov.au if you have any further enquiries.

Yours sincerely

Tim Hurst

Acting Chief Executive Office of Local Government



T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209 E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 44 913 630 046

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Joint Organisation nomination



Councils that are interested in becoming a member of a Joint Organisation have been invited to submit their nomination to the Minister for Local Government.

To nominate each council should:

- Write to the Minister for Local Government stating that they have resolved to be a member of a Joint Organisation
- · Attach the council resolution in relation to joining a Joint Organisation
- · Complete the Forming a Joint Organisation checklist below

Forming a Joint Organisation - Checklist

Please complete the checklist below.

An optional text box is provided if you wish to provide further information to support the Joint Organisation nomination:

1.	Please list each council that is nominating to be a member of the Joint Organisation.
2.	Please confirm that your proposal aligns with, or 'nests' within one of the NSW planning regions. Yes No
3.	Do you have a preferred name for the Joint Organisation for the Government's consideration?
4.	Please confirm that the Joint Organisation membership proposed demonstrates a community of interest between councils. Yes No
5.	If your proposal results in a small number of councils in your planning region not being included in a Joint Organisation, have you discussed options with them and what are the views of those councils? Yes No

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Joint Organisation nomination



6.	Please confirm that your nomination is based around a strong regional centre or centres. Yes No
7.	Please confirm that the proposed Joint Organisation will be an appropriate size and have capacity to partner with the NSW Government, the Commonwealth Government and other organisations. Yes No
8.	Please specify any non-financial support required to ensure your Joint Organisation proposal is implemented successfully.
Nom	ninations should be submitted to jointorganisations@olg.nsw.gov.au and marked 'Nomination for Joint
	ninations should be submitted to <u>jointorganisations@olg.nsw.gov.au</u> and marked 'Nomination for Joint anisation'. Councils are required to submit their nomination by 28 February 2018.

The Joint Organisation Network will be finalised in March 2018. Joint Organisations will be proclaimed to enable commencement in July 2018.

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Proposed JO resolution for councils



The council resolutions are a critical input in the process of getting Joint Organisation areas recommended to the Governor by the Minister. It is important these resolutions align for groups of councils that wish to form a Joint Organisation.

Once the resolutions have been made by councils the Minister must wait at least 28 days before recommending the Joint Organisation to the Governor.

The resolutions must be worded in a way that will allow for any changes in proposed membership that could potentially occur within the 28 days (e.g. a council rescinds the decision to join the Joint Organisation) without compromising the ability of the remaining councils to still form the Joint Organisation.

Below is a suggested Joint Organisation Resolution for councils. It is advisable any resolution is made following commencement of the legislation (to be advised by the Office of Local Government.

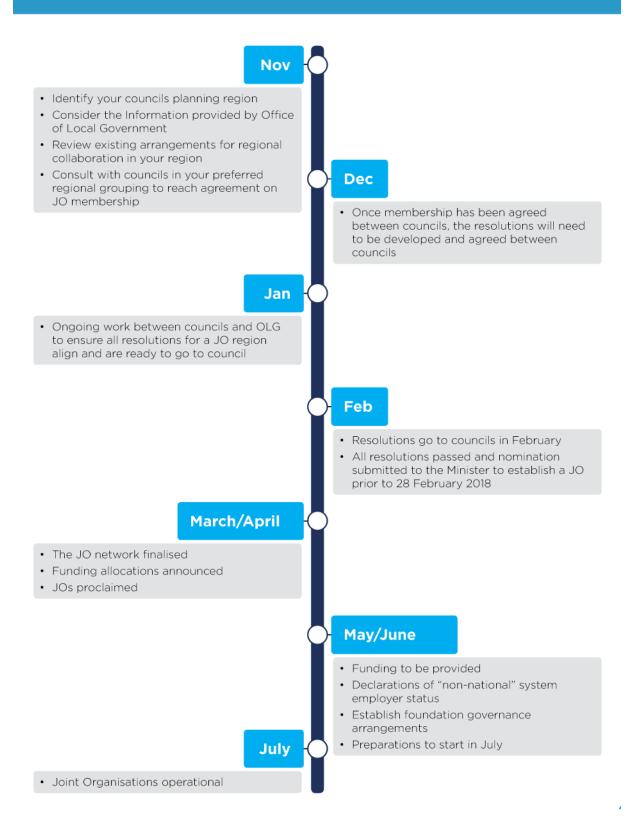
In accordance with Part 7 of Chapter 12 of the Local Government Act 1993 (**Act**), the [NAME OF COUNCIL] (**Council**) resolves:

- That the council inform the Minister for Local Government (Minister) of the Council's endorsement
 of the Minister recommending to the Governor the establishment of a Joint Organisation (Joint
 Organisation) in accordance with this resolution.
- 2. To approve the inclusion of the Council's area in the Joint Organisation's area.
- That the Joint Organisation be established to cover the Council's area and any one or more of the following council areas:
 - a) [INSERT A LIST OF ALL RELEVANT COUNCIL AREAS WITHIN THE RELEVANT STATE PLANNING REGIONS]
- **4.** That before 28 February 2018, the General Manager provide the Minister with a copy of this resolution including the date on which Council made this resolution.
- That, on the expiry of a period of 28 days from the making of this resolution, the General Manager inform the Minister that this resolution has not been rescinded.

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Joint Organisation formation and implementation timeline for councils





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NSW planning regions





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Distribution of councils in NSW planning regions



Bogon Chiro Council	Lachlan Shire Council	Warren Shire Council	Narromine Shire Council
Bogan Shire Council			
Parkes Shire Council	Forbes Shire Council	Weddin Shire Council	Coonamble Shire Council
Gilgandra Shire Council	Dubbo Regional Council	Cabonne Shire Council	Cowra Shire Council
Orange Shire Council	Blayney Shire Council	Warrumbungle Shire Council	Mid-Western Regional Council
Bathurst Regional Council	Lithgow City Council	Oberon Council	
Hunter			
Upper Hunter Shire Council	Muswellbrook Shire Council	Singleton Shire Council	Mid-Coast Council
Dungog Shire Council	Maitland City Council	Cessnock City Council	Port Stephens Council
Newcastle City Council	Lake Macquarie City Council		
New England North W	est		
Moree Plains Shire Council	Narrabri Shire Council	Gunnedah Shire Council	Liverpool Plains Shire Council
Gwydir Shire Council	Tamworth Regional Council	Inverell Shire Council	Uralla Shire Council
Tenterfield Shire Council	Glen Innes Severn Shire Council	Armidale Regional Council	Walcha Council
North Coast			
Tweed Shire Council	Kyogle Council	Lismore City Council	Byron Shire Council
Ballina Shire Council	Richmond Valley Council	Clarence Valley Council	Coffs Harbour City Coun
Bellingen Shire Council	Nambucca Shire Council	Kempsey Shire Council	Port Macquarie-Hastings Council
Riverina Murray			
Hay Shire Council	Edward River Council	Murray River Council	Carrathool Shire Council
Griffith City Council	Murrumbidgee Council	Berrigan Shire Council	Bland Shire Council
Leeton Shire Council	Narrandera Shire Council	Federation Council	Temora Shire Council
Coolamon Shire Council	Junee Shire Council	Wagga Wagga City Council	Lockhart Shire Council
Greater Hume Shire Council	Albury City Council	Cootamundra-Gundagai Regional Council	Snowy Valleys Council
South East and Tablela	inds		
Hilltops Council	Yass Valley Council	Upper Lachlan Shire Council	Goulburn Mulwaree Cou
Queanbeyan-Palerang Regional Council	Snowy Monaro Regional Council	Wingecarribee Shire Council	Eurobodalla Shire Counc
Bega Valley Shire Council			
Illawarra Shoalhaven			

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Joint Organisation Frequently Asked Questions



Q1: What is a Joint Organisation?

A: A Joint Organisation is a new entity under the Local Government Act comprising member councils in regional NSW to provide a stronger voice for the communities they represent.

Each Joint Organisation will comprise at least three member councils and align with one of the State's strategic growth planning regions. One of the member council's mayors will be elected chairperson and an Executive Officer may be appointed.

Q2: How will Joint Organisations benefit councils and communities in regional NSW?

A: Joint Organisations will transform the way that the NSW Government and local councils collaborate, plan, set priorities and deliver important projects on a regional scale. These new partnerships will benefit local communities across regional NSW by working across traditional council boundaries

Q3: How do we know Joint Organisations will work?

A: The Joint Organisation model has been developed in close consultation with councils and the NSW Government has listened to regional councils to get the model right. This included a pilot program for five groups of councils to test a range of options, which involved the participation of 43 councils and delivered a range of initiatives and projects to those regions.

An independent evaluation of the pilot program found Joint Organisations bring benefits to regional communities in delivering on-the-ground projects and attracting more investment to regional communities.

Q4: Why should councils choose to form a Joint Organisation?

A: Joint Organisations will provide a forum for councils, agencies and others to come together and focus on their regional priorities – the things that matter for that region. Joint Organisations will help drive the delivery of important regional projects – the infrastructure and services that local communities need and deserve.

Joint Organisations will also provide councils with a more efficient way to deliver shared services for members and the region. Where member councils agree, they can choose to share a common approach to services such as information technology, water management services and community strategic planning. The NSW Government will provide \$3.3 million to support councils to establish Joint Organisations

Q5: Can councils determine their own regional boundaries?

A: While the choice to join, and composition of a Joint Organisation is voluntary, the NSW Government will only support the creation of Joint Organisations within existing State planning regions and in regional NSW. Councils have told us that effective collaboration will only be realised when State and local government boundaries are aligned.

To aid this process the NSW Government has consulted the sector on boundary criteria which they can take into account when determining the membership of their Joint Organisation.

Joint Organisation boundaries should:

- align with, or 'nest' within one of the State's planning regions
- demonstrate a clear community of interest between member councils and regions
- not adversely impact on other councils or JOs, for example, leaving too few councils to form a JO
- be based around a strong regional centre or centres
- be of an appropriate size to partner with State. Commonwealth and other partners.
- Consistent with previous Government decisions, Joint Organisations will not be considered for metropolitan Sydney and the Central Coast at this time.

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Q6: Are Far West Councils able to form a JO?

A: The Goverment will be writing to Far West councils to advise them of their opportunity to form or join a JO. This will include specific guidance applicable to Far West councils only.

Q7: What are the next steps for interested councils?

A: Councils are invited to nominate to form a Joint Organisation in their region. Councils are encouraged to open discussions with their neighbours as soon as possible.

The Office of Local Government is available to facilitate these discussions and provide support to councils through the nomination process. Specific requirements to form a Joint Organisation will be provided to councils shortly.

Each Joint Organisation will be created by a proclamation and the NSW Government will then ask the Commonwealth to endorse each Joint Organisation as a non-national system employer to ensure that any staff of a Joint Organisation, with the exception of the Executive Officer, are employed under the State local government award.

Q8: What support will be provided to councils and Joint Organisations once established?

A: The Office of Local Government will work with Joint Organisations to support their establishment and ensure they have the necessary systems and governance in place for the Joint Organisations to deliver results for regional communities.

The Office of Local Government and the Department of Premier and Cabinet will foster collaboration between Joint Organisations and State agencies to identify and act on opportunities to benefit regional communities.

Q9: Can councils choose not to participate?

A: Councils can choose not to become a member of a Joint Organisation. The Government strongly encourages all councils in regional NSW to consider the benefits and opportunities offered by Joint Organisations.

Councils that are members of Joint Organisations will be able to take advantage of investment opportunities that are delivered through the Joint Organisation.

Q10:What funding is available to Joint Organisations?

A: The Government will provide up to \$3.3 million in seed funding to Joint Organisations to support their establishment. The Government will identify opportunities for additional investment through Joint Organisations in regional economies.

Funding for each Joint Organisation will be based on the number of councils that choose to form a Joint Organisations, with maximum funding provided to regions where all councils in a region choose to be members of the new regional body.

All Joint Organisations, whether they were pilot regions or not, will be provided with seed funding.

Further details on funding arrangements will be provided to councils.

Q11: Will this funding be enough to help councils establish a JO?

A: The NSW Government is providing significant funding and support to help those councils that choose to establish a Joint Organisation. The pilot program demonstrated that groups of councils can achieve substantial benefits for their communities and significant cost savings by working together through a Joint Organisation.

Q12:How are Joint Organisations different to Regional Organisations of Councils?

A: The Joint Organisation model provides for greater certainty and continuity as well as recognising the unique differences in the many regions of NSW. While some ROCs have been effective, they have varied functions, membership, and governance structures which often makes collaboration more difficult.

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Joint Organisation Resource List



Website

www.olg.nsw.gov.au

OLG key contacts

Chris Presland, Director of Reform Implementation 0413 274 882

Melissa Gibbs, Director Policy and Sector Development 0491 225 904

Office of Local Government, Development Team 02 4428 4100

Secure Stronger Councils Portal

A secure portal is available for councils to access information and share resources on Joint Organisations. To access the portal go to https://portal.strongercouncils.nsw.gov.au

You will need to login and register with your council email address.

OLG will use the portal to provide up to date information and share best practice between councils and Joint Organisations during the formation and implementation phase.

Department of Premier and Cabinet Regional contacts

Department of Premier and Cabinet Regional contacts			
	Hunter 0418406733 02 49212603	Aaron Spadaro, Senior Coordination Officer	
	Northern NSW (Tamworth) 0477316 189 0267602671	Alison McGaffin, Director, Northern NSW	
	Northern NSW (Coffs Harbour) 0481 919 697 02 66598651	Andrew Hegedus, Director North Coast	
	Southern NSW (Wollongong) 0477 320 822 0242536301	Anthony Body, Director Southern Region	
	Southern NSW (Queanbeyan) 0427 454 375 02 92283296	Heidi Stratford, Director South East and Tablelands	
	Western NSW (Dubbo) 0400 364 960 02 68267801	Ashley Albury, Director, Western NSW	
	Western NSW (Wagga) 0417947976	Trudi McDonald, Director Riverina Murray	

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Item 12 LGNSW Annual Conference

FILE REFERENCE

DELIVERY PROGRAM

GOAL: 4. Proactive Regional and Local Leadership

OUTCOME: 4.1 WE ARE AN ENGAGED & CONNECTED COMMUNITY

STRATEGY: 4.2.2 Work in partnership to plan for the future - GM -

external

AUTHOR General Manager

DATE 9 December 2017

STAFF DISCLOSURE OF INTEREST NIL

IN BRIEF/ SUMMARY RECOMMENDATION

This report is for notation and suggests that a representation is made to the Deputy Premier to extend the same financial benefit to Councils that were amalgamated in 2004.

TABLED ITEMS Nil

BACKGROUND

Councillors J Coulton (Mayor), Egan (Deputy Mayor), D Coulton, Dixon OAM, Galvin and Young together with staff members attended this conference held in Sydney last week.

The Council had two motions considered at the conference, and both were adopted:

That the Local Government NSW Annual Conference call on the Minister for Primary Industries to expedite the review of the Animal Welfare Code of Practice – Breeding dogs and cats to incorporate the recommended improvements put forward by both the NSW Companion Animals Taskforce Report (2012) and the Joint Select Committee on Companion Animal Breeding Practices in New South Wales (2015); and;

That the conference urges the Premier to appoint a Minister for Local Government without the distraction of any other portfolio responsibilities.

The complete record of the conference decisions is attached.

COMMENT

One of the speakers at the conference was the Labor Shadow Minister for Local Government who pointed out that the Office of Local Government had a

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saving of \$110,000,000 outlined in the latest State Budget Papers due to the reduction in the anticipated number of amalgamations.

When Gwydir Shire was created in 2004, the direct costs attributed to the amalgamation for the first three years was greater than \$3,000,000, which placed a significant burden on the 'new' Shire and the legacy continues to this day. This would not have occurred if the NSW State Government had extended the same financial incentive offered during this round of amalgamations during the amalgamations in 2004.

As the 2004 amalgamations were entirely rural based from memory, it may be appropriate to request this consideration of the Nationals' Deputy Premier.

CONCLUSION

I believe all those Council representatives who attended the Conference found it to be an enlightening and enjoyable experience and I'm sure they all wish to extend their appreciation to the Council for allowing their attendance.

While in Sydney the delegates also attended a tour of the Cobbitty Greenhouse, similar to the possible Warialda Greenhouse, and this was a very worthwhile experience as well.

OFFICER RECOMMENDATION

THAT the report be received and noted.

FURTHER that the Council writes to the Deputy Premier requesting the Government's consideration to extending the same or similar financial assistance to the Councils amalgamated in 2004 as offered during the most recent round of amalgamations.

ATTACHMENTS

AT- Conference Decisions

COUNCIL RESOLUTION: MINUTE 417/17

THAT the report be received and noted.

FURTHER that the Council writes to the Deputy Premier requesting the Government's consideration to extending the same or similar financial assistance to the Councils amalgamated in 2004 as offered during the most recent round of amalgamations.

(Moved Cr Young, seconded Cr Dixon OAM)

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LGNSW Annual Conference 2017

Record of Decisions

FEDERAL CONFERENCE

F1 Board Standing Orders

That the Standing Orders as set out on the preceding pages 9 to 11 be adopted.

Carried

Point of Order - Motion and dissent on the decision of the Chair

Lost

1. ASSOCIATION BUSINESS

F2 Board Local Government and Shires Association of New South Wales - Constitution

That the Local Government and Shires Association of New South Wales, being a registered organisation under the Fair Work (Registered Organisations) Act 2009 (Cth) (the "Association"):

- 1. Amend the Association's rules in the terms proposed below.
- In furtherance of 1 above, make application to the Fair Work Commission to amend the Association's rules.

Carried

STATE CONFERENCE

1 Board Standing Orders

That the Standing Orders as set out on the preceding pages 19 to 21 be adopted.

Carried

1. INFRASTRUCTURE AND PLANNING POLICY

Statutory planning

2 Blacktown City Council

Competence of private accredited certifiers

That Local Government NSW lobbies the NSW Government to amend the *Building Professionals*

- Apply more scrutiny when determining the competence of applicants seeking various categories of accreditation under the accreditation scheme adopted under the Act.
- ii. More stringently deal with incompetent private accredited certifiers who assess, approve and certify development that does not comply with planning instruments and development regulations.
- iii. Provide for adequate compensation for landowners who suffer measurable financial hardship resulting from the incompetence or unprofessional practices of private accredited certifiers.

(Note: This motion covers the following motions set out in small font)

The Hills Shire Council

Proposed Ban on Developers/Builders Hiring their own Certifiers

That Local Government NSW calls on the Minister for Innovation and Regulation to ban developers/builders from hiring

That Local Government NSW calls on the Minister for Innovation and Regulation to ban developers/builders from hiring their own certifiers.

LGNSW 2017 Annual Conference

Record of Decisions

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Lane Cove Council Private Certification

That LGNSW lobbies the NSW Government seeking changes to the Private Certification framework to remove the self-selection of the private certifier by introducing the following system:-

- 1. Certifiers register with council to bid for work and the council vets certifiers credentials e.g. licences issued;
- Applicant applies to Council for Construction Certificates (CC);
- 3. For each CC, an online bidding process is conducted in which the certifiers submits a price for the work;
- Council contracts with lowest bidder to perform the works;
- Applicant pays fees;
- Private certifier performs work:
- If issues arise, Council instructs certifier to rectify under contractual obligations. Non responsive, Private Certifier risks not getting future work.

Amendment

- Apply more scrutiny when determining the competence of applicants seeking various categories of accreditation under the accreditation scheme adopted under the Act.
- ii. More stringently deal with incompetent private accredited certifiers who assess, approve and certify development that does not comply with planning instruments and development regulations.
- iii. Provide for adequate compensation for landowners who suffer measurable financial hardship resulting from the incompetence or unprofessional practices of private accredited certifiers.
- iv. That a process be established to ensure that a PCA is approved independently of the builder.
- v. That certifiers who have been banned, be prohibited from being employees, consultants, directors or shareholders of entities providing such services.

Amendment carried – became Motion Motion carried

3 Lane Cove Council

Stop Work Order Provisions

That Local Government NSW lobbies the NSW Government to provide protection for councils who, acting in good faith, issue Stop Work Notices and enforce such notices through the Courts, from any potential liability for delay costs.

Carried

Strategic land use planning

4 Board

Mandatory Independent Hearing and Assessment Panels

That Local Government NSW calls on the NSW Parliament to revoke legislation that mandates Independent Hearing and Assessment Panels (IHAPs) for all councils in Sydney and Wollongong. (Note: This motion covers the following motions set out in small font)

Penrith City Council

IPART review of impost on councils resulting from introduction of mandatory Local Planning Panels

That Local Government NSW requests that the Independent Pricing and Regulatory Tribunal (IPART) review the regulatory and cost burden imposed on Local Government through the introduction of mandatory Local Planning Panels (LPP) for all Sydney metropolitan councils.

Blue Mountains City Council

Mandatory Independent Hearing and Assessment Panel (IHAPs)

That the NSW Government should provide a consistent framework for voluntary IHAPs, but should rescind legislation removing councillors from decision making through mandatory IHAPs.

Cumberland Council

Return of consent authority functions to councils

That the Board of Local Government NSW lobbies the NSW Government to amend the *Environmental Planning and Assessment Act* 1979 to return consent authority functions to all councils to determine Development Applications (DAs) valued at less than \$5 million which cannot be determined by council staff or are recommended for refusal by council staff.

LGNSW 2017 Annual Conference

2

Record of Decisions

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Hawkesbury City Council

Independent Hearing and Assessment Panels (IHAPs)

That the NSW Government repeals Sections 23I-23LA of the *Environment Planning and Assessment Act 1979* (NSW) which imposes:

- · mandatory IHAPs on only selected local government areas (LGAs).
- significant financial costs upon outer urban councils that do not have a record of considering high numbers of applications.

Liverpool City Council

Mandatory Independent Hearing and Assessment Panels (IHAPs)

That Local Government NSW campaigns with NSW councils against the State Government takeover of planning powers through IHAP legislation.

Penrith City Council

Introduction of mandatory Local Planning Panels

That Local Government NSW lobbies the State Government and Planning Minister to reconsider the implementation of recent changes to the *Environmental Planning and Assessment Act* 1979 (EPA Act) requiring the establishment of mandatory Local Planning Panels (previously known as Independent Hearing and Assessment Panels (IHAPs)) for all Sydney metropolitan councils.

In this regard, it is requested that the Minister reconsider;

- The blanket requirement to introduce Local Planning Panels across all Sydney Metropolitan councils and take into account the performance history of individual councils.
- Increasing the dollar threshold for referral to an IHAP for determination up to \$10 million.

The Hills Shire Council

Mandatory Independent Hearing and Assessment Panels (IHAPs)

That Local Government NSW calls on the NSW Premier to revoke legislation that requires IHAPs to be mandatory for all councils in Sydney.

Amendment

- That Local Government NSW campaigns with NSW councils against the State Government takeover of planning powers through IHAP legislation.
- ii. That Local Government NSW calls on the NSW Parliament to revoke legislation that mandates Independent Hearing and Assessment Panels (IHAPs) for all councils in Sydney and Wollongong.

Amendment carried – became Motion Motion carried

5 Board Planning system

That Local Government NSW demands a more efficient, fairer and transparent planning system that:

- enables applications for re-zoning (planning proposals) supported by council to be fast tracked;
 supports the use of development levies and Voluntary Planning Agreements by councils to
- supports the use of development levies and Voluntary Planning Agreements by councils to deliver timely local infrastructure that is in addition to the State Infrastructure Contribution scheme; and
- supports councils, especially in rural and regional NSW, to update local strategic plans and Geographical Information Systems (GIS) services.

(Note: This motion covers the following motions set out in small font)

Forbes Shire Council

NSW Planning Proposal process

That the NSW planning proposal process is urgently reviewed by the State Minister for Planning to improve the Gateway process, ensuring reduction in timeframes for making Local Environmental Plan (LEP) amendments, to ensure protocols are established to make decisions based on the local context, to provide transparency regarding decisions made by the Department of Planning and Environment (DoPE) at the Gateway Determination and provide additional assistance to regional councils to update their Growth Management Strategies and provide technical support where councils do not have that in-house expertise for example Geographical Information Systems (GIS) for LEP maps.

Lane Cove Council

Turnaround time in gazetting of re-zoning proposals

That Local Government NSW lobbies the Minister for Planning and Environment the Hon. Anthony Roberts to establish a service standard in the Department of Planning and Environment requiring that all planning proposals, once approved by councils, are gazetted within three months.

Lane Cove Council

Proposed State Infrastructure Contribution (SIC)

That Local Government NSW lobbies the State Government to gain assurance that that the State Infrastructure Contribution (SIC) will not impact on s. 94 contributions and will remain at the existing levels and will not reduce Voluntary Planning Agreement (VPA) contributions where the VPA was in existence prior to the implementation of the SIC.

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Amendment

That Local Government NSW demands a more efficient, fairer and transparent planning system that:

- enables applications for re-zoning (planning proposals) supported by council to be fast tracked;
- supports the use of development levies and Voluntary Planning Agreements by councils to deliver timely local infrastructure that is in addition to the State Infrastructure Contribution scheme

Moved – Procedural Motion – that dot points one and two above are moved separately Procedural Motion Lost

Amendment

That Local Government NSW demands a more efficient, fairer and transparent planning system that:

- enables applications for re-zoning (planning proposals) supported by council to be fast tracked;
- supports the use of development levies and Voluntary Planning Agreements by councils to deliver timely local infrastructure that is in addition to the State Infrastructure Contribution scheme
- establishes a service standard for all planning proposals in the Department of Planning and Environment for all planning proposals.

Amendment incorporated into the Motion Moved Motion Put – carried Motion carried

6 Canterbury-Bankstown Council

Impact of urban growth strategies on open space

That Local Government NSW calls upon the State Government to consider the impact of urban growth strategies on open space in local communities, particularly to consider unique and innovative ways to increase open space in priority growth areas to improve the liveability of the precincts as the population increases.

Carried

7 Central Coast Council

Proposed Public Conservation Zone

That Local Government NSW requests the NSW Department of Planning and Environment to amend the Standard Instrument (SI) Principal Local Environmental Plan (LEP) to include, within the Land Use Table a new zone, Zone E5 Public Conservation.

Carried

8 City of Sydney

State Significant Development

That Local Government NSW:

- a) adopts a policy to oppose the current conception of State Significant Development (SSD)
 provisions in the NSW Planning legislation that allow for the large-scale resumption of land
 owned and managed by councils; and
- b) advocates to the NSW Government that the NSW Planning legislation be reformed to change the requirements for the NSW Government to declare areas as State Significant to ensure:
 - (i) there is a clear justification of public benefit; and
 - (ii) that if the land is owned by a council, a clear timeframe is outlined to hand the land back to the council.

Carried

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Transport

9 Greater Hume Shire Council

Public transport in rural NSW

That Local Government NSW lobbies the NSW Government to permit school buses to be available to provide public transport options for the general public when not transporting students. These buses should be exempt from providing disabled access where other transport options are available for people with mobility issues.

Amendment

- That Local Government NSW lobbies the NSW Government to permit school buses to be available to provide public transport options for the general public when not transporting students.
- That the NSW Government create a funding source to transition all school buses to comply with the Disability Act requirements.

Amendment carried – became Motion Motion carried

10 Leeton Shire Council

Application of rumble strips

That the NSW Government extends the application of rumble strips as a very effective and active road safety measure.

Carried

11 Tenterfield Shire Council

Contributions from logging operations

That Local Government NSW writes to the Minister for Roads, Maritime Services & Transport to request that local government areas (LGAs) are able to meet and negotiate with Forestry Corporation NSW to contribute towards grading and any other work on maintaining roads while logging is going on in that area.

Amendment

That Local Government NSW writes to the Minister for Roads, Maritime Services & Transport to request that local government areas (LGAs) are able to meet and negotiate with Forestry Corporation NSW and private forestry operators to contribute towards grading and any other work on maintaining roads and bridges while logging is going on in that area.

Amendment carried – became Motion Motion carried

12 Forbes Shire Council

Chain of Responsibility (CoR)

That the definition of the loading manager be changed from the person who manages, or is responsible for the operation of, the premise to the person who is managing the loading activity.

Carried

13 Penrith City Council

Motorised scooters and electric wheelchairs

That Local Government NSW requests the State Government to review the road rules and increase motorised scooter regulations to improve safety and in particular with respect to requirements around speed and colour.

Carried

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14 Wingecarribee Shire Council

Road Maintenance Good Practice Policy

That Local Government NSW makes representation to the NSW Minister for Local Government seeking funding for the preparation of a "Road Maintenance Good Practice Policy" for use by all NSW local government authorities, and

That this proposed policy is prepared in consultation with the Institute of Public Works Engineering Australasia (IPWEA) NSW Division.

Amendment

That Local Government NSW makes representation to the NSW Minister for Local Government seeking funding for the preparation of a "Road Maintenance Good Practice Policy" for use by all NSW local government authorities, and support the funding for the maintenance of those same roads; and

That this proposed policy is prepared in consultation with the Institute of Public Works Engineering Australasia (IPWEA), NSW Division.

Amendment becomes Motion Motion carried

15 Lane Cove Council

RMS leases/licences conditions

That Local Government NSW makes representations to the Minister for Roads, Maritime and Freight seeking a review of new, onerous and costly leasing/licencing conditions imposed on councils and community organisations including sea scouts, schools and rowing/sailing clubs for facilities and infrastructure adjoining or over Roads and Maritime Services (RMS) controlled waterways.

Carried

Disaster Management and Recovery

16 Tweed Shire Council

Review of Natural Disaster Relief and Recovery Arrangements (NDRRA)

That Local Government NSW requests that the NSW Government, specifically the Office of Emergency Management and the Office of Local Government, pursues with urgency a review of Natural Disaster Relief and Recovery Arrangements (NDRRA) with the Commonwealth Government.

The review process should include consultation between the state, Floodplain Management Australia (FMA) and all NSW local government councils which have endured Natural Disaster Declarations since the 2012 NDRRA determination, to ensure NSW NDRRA guidelines maximise councils' ability to support community recovery from natural disasters.

(Note: This motion covers the following motions set out in small font)

Tweed Shire Council Flood buyback

That Local Government NSW requests that respective State, Territory and Federal Governments develop measures or increase recurrent annual funding to either:

- a) Provide a relocation assistance package or
- b) Acquire through a voluntary purchase scheme; for residential, commercial or industrial land identified in local council flood studies as high impact flood prone land or provide an impediment to the flood plain to increase flood resilience and lessen the social, environmental and economic impacts of recurring natural disasters.

Wollondilly Shire Council

Review of tender and procurement requirements

That Local Government NSW makes representations to the NSW Government requesting that a review take place on Tender and Procurement requirements, with more power to be given to councils affected by natural disasters in awarding tenders and approving Development Applications (DAs) to speed up the process.

Carried

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Local Water Utilities

17 Cowra Shire Council

Advocacy for local government LWUs in NSW

That Local Government NSW considers options to establish an advisory subcommittee of elected representatives, within the organisation, to provide advocacy and a united voice for Local Government Local Water Utilities (LWUs) in NSW.

Carried

Other infrastructure and planning issues

18 Bellingen Shire Council

RMS handover arrangements

That Local Government NSW advocates to the State Government for an immediate change in policy position in relation to the handover of NSW Roads and Maritime Services (RMS) assets to local government so that the determination is made by the Independent Pricing and Regulatory Tribunal (IPART), taking into account the council's long term financial position and communities' capacity to pay so that no increased financial burden is placed upon the community in question and to provide transparency and accountability that does not exist in the current process.

Carried

19 Parkes Shire Council

National Broadband Network (NBN) ownership

That Local Government NSW requests the Federal Minister for Telecommunications to implement the recommendations of the first report of the Joint Standing Committee on the NBN (September 2017) particularly where they relate to economic, health, education and business opportunities and where the recommendations can assist in providing digital inclusion particularly for regional Australia. (Note: This motion covers the following motion set out in small font)

Moree Plains Shire Council

Local government digital innovation

That Local Government NSW lobbies the NSW Government to take steps to ensure better internet coverage across regional and remote NSW including improved speeds, upload and download allowances with affordable data plans to ensure parity with the service levels and costs available in metropolitan areas.

Carried

2. ECONOMIC POLICY

Economic policy affecting local government

20 Hawkesbury City Council

NSW Audit Office's management of the value of land under roads and community land

That in consultation with Local Government NSW representatives, the NSW Audit Office develops and implements a robust methodology to determine the appropriate valuation for land under roads and community land, to be applied consistently across all councils in NSW through the appropriate amendment of the relevant codes, advisory notes etc.

Carried

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21 Hawkesbury City Council

Cost of local government external audit arrangements

That the NSW Government initiate negotiations with Local Government NSW regarding more appropriate arrangements in relation to the scope and cost of annual audits.

Carried

22 Moree Plains Shire Council

Demolition of burnt-out houses

That Local Government NSW lobbies the insurance sector to change the manner in which insurance payouts are administered for burnt-out residential and commercial buildings in NSW. This will ensure that payouts are not advanced to an owner of a property unless and until the burnt-out building has already been legally demolished and removed. Alternatively, such payout could be made to the owner of the property less the cost of demolition and removal, with the council receiving those funds with responsibility to ensure demolition and removal is carried out.

Carried

23 Wollondilly Shire Council

Resourcing the planning and assessment of large-scale developments in growth areas

That Local Government NSW prepares a best practice guideline for the procurement of funding from developers to assist councils in fulfilling their obligations under the *Environmental Planning & Assessment Act 1979* resulting from accelerated housing supply in growth areas.

That the guideline is prepared in partnership with the Office of Local Government (OLG) and the NSW Department of Planning and Environment and builds community confidence in the assessment and decision making process.

Carried

Financial management

24 Forbes Shire Council

Banking industry

That Local Government NSW:

- engages with the mainstream banking industry to establish appropriate protocols for effective dispute resolution in relation to loan portfolios; inclusive of initial loan approvals, renewals and terminations for NSW councils; and
- calls on the Australian Local Government Association (ALGA) to lobby the Commonwealth Government to establish a non-biased, independent complaints tribunal for the National Banking Industry, with wider ranging powers to determine and enforce dispute resolution outcomes.

Amendment

That Local Government NSW:

- engages with the mainstream banking industry to establish appropriate protocols for effective dispute resolution in relation to loan portfolios; inclusive of initial loan approvals, renewals and terminations for NSW councils; and
- that LGNSW make a submission to the Royal Commission into banking, in consultation with local councils.

Amendment carried – became Motion Motion carried

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Financial sustainability

25 Griffith City Council

Electricity and gas charges

That all options be explored by State Governments and Federal Governments to put downward pressure on electricity and gas charges.

(Note: This motion covers the following motion set out in small font)

Albury City Council

Supply of domestic energy

That Local Government NSW requests urgent action by the Australian Government to maintain equity between pricing and market supply for domestic energy (electricity and gas) on the basis of clear market failure in terms of energy supply and competition under the current open market conditions.

Amendment

That all options consistent with our international climate change commitments be explored by State Governments and Federal Governments to put downward pressure on electricity and gas charges.

Amendment lost Motion carried

26 Gunnedah Shire Council

HELE Coal Fired Power Plant to ensure base load power for NSW

That Local Government NSW lobbies the NSW Government to encourage commercial enterprises to express interest in the establishment of a New High Energy Low Emissions/Ultra Super Critical coal fired power station to be located within NSW.

Motion Put – Carried Carried

Intergovernmental fiscal relations

27 Brewarrina Shire Council

Agency arrangements – full cost recovery

That the Conference requests Service NSW and Centrelink to reimburse local government for the full equivalent cost of delivering State and Commonwealth Government Services in rural communities.

Carried

28 Kyogle Council

Grants differentiation

That Local Government NSW calls on the State Government to differentiate between rural and regional grants (as opposed to quarantining grant money for 'regional' areas) and that this differentiation be reflected in the criteria of grants; affording rural, remote and isolated communities a better chance of success when applying for grant funding.

Amendment

That LGNSW calls on the State Government to increase grant funding to create a rural, remote and isolated community grants category.

Amendment carried – became Motion Motion carried

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29 Tweed Shire Council

Government grant submission timeframes

That Local Government NSW advocates for the State and Federal Government to provide sufficient timeframes for grant applications. At a minimum this timeframe should be six weeks in order to allow the application to go through the council approval process.

Carried

30 Wagga Wagga City Council Revenue collected by State and Federal Governments

That Local Government NSW advocates for local councils to receive a percentage of revenue collected by State and Federal Governments that is generated by council funded projects which increase economic activity (e.g. bridges, levee banks). These funds will help pay for the ongoing costs and maintenance of the infrastructure ensuring more funds are delivered to the State and Federal Governments.

Carried

31 Bellingen Shire Council

Funding for local government

That Local Government NSW advocates to the State and Federal Governments in the strongest possible terms for a review of the Financial Assistance Grants (FAGs) to local government to determine a more equitable methodology for distribution.

(Note: This motion covers the following motions set out in small font)

Gunnedah Shire Council

Changes to Financial Assistance Grants (FAGs) allocations

That Local Government NSW lobbies the Commonwealth Government to review and provide options for a more sophisticated allocation of the FAGs funding that increases the allocation of funds to rural and remote areas of need.

Lithgow City Council

Financial Assistance Grants (FAGs) - per capita component

That Local Government NSW lobbies to have the 30% per capita component of the FAGs reduced to 10%.

Wagga Wagga City Council

Removal of the 'minimum grant' principle

That Local Government NSW supports the removal of the 'minimum grant' principle which disadvantages regional cities in the determination of Financial Assistance Grant (FAG) allocations to councils made by the NSW Grants Commission.

Amendment

That Local Government NSW advocates to the State and Federal Governments in the strongest possible terms for a review of the Financial Assistance Grants (FAGs) to local government to determine a more equitable methodology as noted in 2007 Productivity Commission report distributed to Councils of greatest need and limited rate base and opportunity to generate additional income.

Amendment carried - became Motion

Amendment

That Local Government NSW advocates to the State and Federal Governments in the strongest possible terms for a review of the Financial Assistance Grants (FAGs) to local government to determine a more equitable methodology for distribution, including but not limited to, a reduction of 30% per capita component to not less than 10%.

Amendment carried – became Motion Motion carried

32 Bega Valley Shire Council

RFS, SES and Surf Life Saving assets be returned to relevant State agency/organisation

That Local Government NSW lobbies on behalf of councils for all Rural Fire Service (RFS), State Emergency Services (SES) and Surf Life Saving Clubs assets to be removed from Council asset

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registers (sheds, equipment etc.) and the responsibility be taken back by the RFS, SES and Surf Life Saving Club.

That this process not be used to increase local government contributions and further that the NSW Government investigate a model for RFS funding based on the Country Fire Authority (CFA) model in Victoria.

(Note: This motion covers the following motion set out in small font)

Nambucca Shire Council

Transfer of ownership of Rural Fire Service (RFS)
Brigade Stations to the RFS or the Crown

That Local Government NSW initiates discussion with the State Government with a view to transferring without compensation ownership of and responsibility for RFS Brigade Stations to either the RFS or the Crown.

Amendment

That Local Government NSW investigates and reports on all Rural Fire Service (RFS), State Emergency Services (SES) and Surf Life Saving Clubs assets being removed from Council asset registers (sheds, equipment etc.) and the responsibility be taken back by the RFS, SES and Surf Life Saving Club.

Amendment Lost Motion Carried

Local and regional economic development

33 Tweed Shire Council

Booking tax or tariff for online accommodation brokers

That Local Government NSW lobbies the Federal and State/Territory Governments to consider instituting a 'booking tax or tariff' for online accommodation brokers utilising residential zoned and rated land, and that funds raised be distributed by way of formula to councils to fund public infrastructure that supports and underpins tourism.

Carried

34 Wollondilly Shire Council

Agricultural Enterprise Credit Scheme

That Local Government NSW advocates for the NSW Government to investigate the implementation of an Agricultural Enterprise Credit Scheme across NSW to enhance food production, improve economic viability for farmers and improve resilience.

Amendment

- That Local Government NSW advocates for the NSW Government to investigate the implementation of an Agricultural Enterprise Credit Scheme across NSW to enhance food production, improve economic viability for farmers and improve resilience.
- That LGNSW advocates to the State Government to incentivise decentralisation of enterprises to regional and rural NSW.

Amendment Lost Motion carried

Own source revenue

35 Board

Categorisation of land for rating purposes

That the NSW Government acts swiftly to clarify the statutory and regulatory rating provisions regarding land categorisation, including a definition of vacant land, land under development, and the time available for ratepayers to seek a review of the rating category. Specifically, the provisions need to be amended to:

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- Clearly establish that the date of conversion to "residential" should be from the date of occupation for that purpose.
- Allow councils to apply a business rate to hotels containing serviced apartments that provide tourist accommodation on a commercial basis.

Carried

36 Oberon Council

Unrateable forestry plantation land and forestry road infrastructure contributions

That the NSW Government abolishes the rate exemption that currently applies to operational land managed and worked by the Forestry Corporation of NSW, and

That the State Government introduces a system for transport infrastructure contributions by forestry corporations to address the ongoing infrastructure maintenance, upgrade and renewal needs of council roads. This is specifically to address the roads, bridges, culverts and drainage infrastructure impacted upon by forestry operations, especially but not limited to heavy forestry vehicles.

Amendment

That the NSW Government abolishes the rate exemption that currently applies to operational land managed and worked by all NSW state agencies, and

That the State Government introduces a system for transport infrastructure contributions by NSW State agencies to address the ongoing infrastructure maintenance, upgrade and renewal needs of council roads. This is specifically to address the roads, bridges, culverts and drainage infrastructure impacted upon by forestry operations, especially but not limited to heavy forestry vehicles.

Amendment lost Motion carried

37 Shellharbour City Council

Rebate for heritage-listed properties

Shellharbour City Council calls on the NSW Government to make provisions for a variable rating policy for heritage-listed properties to be included in the Local Government Act.

Carried

38 Tweed Shire Council

Minimum increase in rate peg amount of 3% per annum

That Local Government NSW advocates to the NSW Government for a minimum increase in the rate peg amount of 3% per annum.

(Note: This motion covers the following motions set out in small font)

Inner West Council

Capped IPART rate increases

That Local Government NSW advocates strongly to the Premier and the Minister for Local Government the need to ensure that the capped Independent Pricing and Regulatory Tribunal (IPART) rate increases never fall below wage increase rates and Consumer Price Index (CPI) again. Acknowledging as well that Local Government NSW already has a policy of non-support for rate pegging.

Shellharbour City Council

Aligning rate peg

That the NSW Government calls upon the Independent Pricing and Regulatory Tribunal (IPART) and request consideration be given to aligning the rate peg with the Consumer Price Index (CPI) or the Local Government Cost Index (LGCI) including the productivity factor, whichever is the greater (each year).

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Amendment

That Local Government NSW advocates strongly to the Premier and the Minister for Local Government the need to ensure that the capped Independent Pricing and Regulatory Tribunal (IPART) rate increases never fall below wage increase rates and Consumer Price Index (CPI) again. Acknowledging as well that Local Government NSW already has a policy of non-support for rate pegging.

Amendment becomes Motion Motion carried

3. SOCIAL POLICY

Ageing and disability services

39 Lane Cove Council

Funding for disability advocacy groups

That Local Government NSW calls on the Minister for Disability Services, the Hon. Ray Williams MP, the Minister for Community Services, Social Housing, the Hon. Pru Goward MP, the Minister for Ageing, the Hon. Tanya Davies MP and the Treasurer, the Hon. Dominic Perrottet MP, for a commitment to continue funding NSW Disability Advocacy groups beyond June 2018. Such a commitment from the NSW Government would require less than 1% of their expected \$4.5 billion surplus. This call is in recognition that if advocacy groups are no longer funded, councils will face increased demand for information on the National Disability Insurance Scheme (NDIS) from people with disability, their families and carers. Councils currently rely on advocacy groups to provide this up-to-date advice.

Carried

Community safety

40 Lake Macquarie City Council

Coastal public safety best practice standards minimum qualification guidelines

Call on the NSW and Federal Governments to:

- a) work with local governments to ensure coastal public safety best practice standards and lifesaving service minimum qualification guidelines are implemented, and
- collect information from councils and collate into a state and national annual report on lifesaving services qualification and fitness testing standards, rescues, preventative actions and non-fatal drowning incidents.

Lost

41 Board

Managing terror and security risks at events

Councils are required by the State and Federal Government to manage terror and security related risks at events and in crowded places. Local Government NSW seeks the following commitment from Federal and State Governments, that:

- The Federal Government funds councils to enact their roles and responsibilities as listed in the new 'National Counter-Terrorism Plan' (October 2017).
- The Federal Government funds councils and community groups to implement steps for
 protecting their sites from terror threats, as listed in 'Australia's Strategy for Protecting Crowded
 Places from Terrorism' (August 2017).
- When security measures are for not-for-profit community events, the Federal Government has
 the primary responsibility of funding the design and installation of measures against vehicle
 attacks as outlined in the 'Hostile Vehicle Guidelines for Crowded Places' (2017), and the State
 Government funds the costs of Traffic Management Plans for traffic control and vehicle risks.

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 They will fully fund all terror and security measures for events run by the State and Federal Government and not place this cost impost on councils.

(Note: This motion covers the following motions set out in small font)

Blue Mountains City Council

National Security

That Local Government NSW seeks a commitment from the State Government and Federal Government that the primary responsibility for funding the design and installation of engineering solutions to manage risk of vehicle incursions at community events is borne by Federal and State Governments, not local Government and small not for profit community groups.

Randwick City Council

Funding for public safety mechanisms

The Australian Local Government Association (ALGA) seeks immediate clarification on whether there is funding from the State or Federal Governments for the mechanisms that need to be implemented for public safety, as outlined in the 'Australia's Strategy for Protecting Crowded Places from Terrorism' document.

Sutherland Shire Council

Implementation of national security strategy

Council seeks Federal Government funding to implement the national security strategy.

- That LGNSW calls on the Australian government to provide funding to support councils to implement the National Security Strategy at a local level.
- All councils adopt the steps outlined in the Australian Government's 'Security Strategy for Protecting Crowded Places from Terrorism' and the associated self-assessment guides in order to counter violent extremism in crowded places and events.

Kempsey Shire Council

Community events

That Local Government NSW lobbies the State Government to fund the cost of Traffic Management Plans for community event approvals.

Carried

NSW Aboriginal and Torres Strait Islander Peoples

42 Lismore City Council

Reconciliation Action Plan

That:

- 1. member councils that don't currently have a Reconciliation Action Plan (RAP), develop one in order to deliver concrete, measurable outcomes for Aboriginal People across NSW, and
- Local Government NSW works with Reconciliation Australia to actively support and encourage member councils to develop their RAP.

Amendment

That:

- 1. member councils that don't currently have a Reconciliation Action Plan (RAP), develop one in order to deliver concrete, measurable outcomes for Aboriginal People across NSW, and
- Local Government NSW works with Reconciliation Australia, the NSW Reconciliation Council, the NSW Aboriginal Local Government Network and the NSW Aboriginal Land Council's Network to actively support and encourage member councils to develop their RAP.

Amendment carried – became Motion Motion carried

Libraries

43 Blue Mountains City Council

Public libraries in NSW

That Local Government NSW works with the NSW Public Libraries Association of NSW (NSWPLA) to develop a strategic partnership to:

a) increase public awareness of the multiple roles that Local Government Public Libraries play in supporting the educational, social, cultural and economic outcomes in local communities

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 advocate, in the lead up to the March 2019 State election, for improved State Government funding for Local Government Public Libraries in NSW to enable public libraries to meet the growing needs of our local communities.

(Note: This motion covers the following motion set out in small font)

Wagga Wagga City Council

Funding for public libraries

That Local Government NSW and member councils lobby the NSW Government to increase annual percentage of funding for public libraries

Carried

Women and family services

44 Wentworth Shire Council

Call for Federal Tribunal to deal with violent crime

That Local Government NSW lobbies the NSW Government to work with other State Governments to streamline the application and enforcement of protection Orders, across state borders. Further, that NSW Government petition the Federal Government to create a Federal Tribunal, presided by specially trained Magistrates to hear domestic violence, sexual and child related matters in a less formal closed court capacity, with appropriate advocates.

Carried

Youth services

45 Fairfield City Council

Youth Minister for NSW

That Local Government NSW calls on the NSW Government to appoint a dedicated Minister for Youth Affairs who will ensure the diverse needs of young people aged 12-25 in NSW are being considered and addressed.

(Note: This motion covers the following motion set out in small font)

Wollondilly Shire Council

Appointment of a Minister for young people

That Local Government NSW calls on the NSW Government to appoint a dedicated Minister for young people.

Carried

Other social issues

46 Blacktown City Council

Graffiti removal from private commercial property

That Local Government NSW lobbies the NSW Government to amend relevant legislation to allow councils to enforce the removal of graffiti from private commercial property.

Carried

4. ENVIRONMENTAL POLICY

Biodiversity, biosecurity and weeds management

47 Coonamble Shire Council

Funding for weed control

That Local Government NSW lobbies the State Government to increase weed control funding to weeds authorities within NSW.

(Note: This motion covers the following motion set out in small font)

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Greater Hume Shire Council

Noxious weeds funding

Record of Decisions

That Local Government NSW requests the NSW Treasurer to provide additional funding for noxious weed eradication across the state of NSW.

Carried

Climate change mitigation and adaption

48 Randwick City Council

NSW Government aspirational objective for achieving net-zero emissions by 2050

That Local Government NSW gives its in principle support for the NSW Government's aspirational objective for achieving net-zero emissions by 2050 (as stated in its Climate Change Fund Draft Strategic Plan 2017 to 2022) but urges consideration for bringing the target year forward to 2030 and seeks the opportunity to work with the Government on such an amended goal.

Carried

Ecologically sustainable development

49 Tweed Shire Council Sustainability rating tools to support planning and development

That Local Government NSW calls on the NSW Ministers for Planning and Environment to direct the Department of Planning and Environment in association with other State agencies such as the Office of Environment and Heritage to take the following steps to embed the use of sustainability rating tools in master-planning and sub-division design processes to deliver measurable and actionable sustainable and equitable outcomes in new communities:

- Establish a performance framework and policy comprising of:
 - indicators derived in consultation with local communities that translate State and local government commitments and community aspirations for improved 'sustainability', 'liveability', 'resilience' and 'productivity' outcomes as mandated minimum quantifiable performance standards; and
 - guidance and conditions for the use of sustainability and multi-criteria assessment and rating tools in the master-planning and sub-division design of new precincts and neighbourhoods, to model future trajectories and growth scenarios of urban settlement options and explore innovative and locally suitable solutions to meet mandated minimum performance standards.
- Review Environmental Planning & Assessment Act, Local Government Act and associated Integrated Planning and Reporting (IP&R) Framework, and supporting Regulations and statutory mechanisms and policies to embed the use and outputs of sustainability rating tools in master-planning and sub-division design processes in planning and development assessment decisions, including but not limited to:
 - Integrate IP&R requirements with statutory planning mechanisms that ensure alignment of local strategic community and land-use plans and state planning policies;
 - Reviewing Local Environmental Plan Standard Instrument Template definitions and Model Provisions; and
 - Increasing the statutory weight of development controls.
- Expand and leverage Building Sustainability Index (BASIX) online scheme and ePlanning services to establish a Performance Monitoring and Reporting framework based on rigorous and independent research and technical data captured from development activity. This can serve as an evidence-base for sustainability rating tools, enable a line of sight between the hierarchy of strategic policy objectives, monitoring, reporting and auditing of plans and development supply change, and evaluation of the efficacy of the planning system against outcomes.

16

Carried

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Natural Resource Management

50 Singleton Council

Production levy for coal operations

That Local Government NSW lobbies the NSW Government to maintain the current production levy imposed upon coal operations in NSW. The portion of the levy no longer required by Subsidence Authority NSW (SANSW) be used to establish a fund to support and oversee the "best practice" use of mining land post-production.

Carried

51 Singleton Council

Establishment of a post-mining body

That Local Government NSW lobbies the NSW Government to establish an industry funded body, to facilitate the best use of post-production open cut mined land. The fund to be overseen by a board which would comprise representatives of NSW Government, the mining industry, research institutions and local government. The body be charged with overseeing and supporting the "best practice" ecological, economic and cultural use of this land on a district wide* basis. (*district = declared mining district and/or total catchment).

Carried

52 Tweed Shire Council

State review of Private Native Forestry

That Local Government NSW requests the NSW Minister for the Environment/Office of Environment and Heritage and associated State agencies such as Resources NSW and Department of Planning and Environment to conduct a comprehensive review of the Private Native Forestry (PNF) approvals in the State to improve the rigour and transparency of process and outcomes, including:

- technical requirements for risk and impact assessment of significant scenic, ecological, Aboriginal and European cultural heritage and economic values;
- · engagement with community and local government;
- · where approved, conditions of Plans of Management; and
- · implementation, monitoring and evaluation of outcomes.

Carried

Pollution prevention including energy consumption and soil contamination

53 Armidale Regional Council

Wood heating pollution

Record of Decisions

That Local Government NSW calls upon the NSW Government to:

- a) Develop legislation to allow local councils to follow the NSW Chief Medical Officer's advice, e.g. by requiring wood heaters to be removed when houses are sold (estimated net benefit \$4 billion over 20 years).
- b) Introduce an effective education and incentive program commensurate with the \$8 billion health cost of residential wood heating pollution in NSW that will create widespread understanding of the benefits of switching to non-polluting heating.
- c) Provide effective powers for councils to take action against unhealthy levels of wood-smoke pollution, including local exceedances of National PM2.5 Air Quality Standards.

Motion withdrawn

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December 2017		

Protection of local/regional natural environments

54 Bourke Shire Council

Wild Dog Management Strategy 2017-2021

That the NSW Government be congratulated on the release of the Wild Dog Management Strategy 2017-2021 which closely aligns with the national strategy.

That the NSW Government now be called upon to ensure that adequate funding is available for the implementation of each component of the Wild Dog Management Strategy 2017-2021 to ensure its long term effectiveness.

Carried

55 Murray River Council

Kangaroo management

That Local Government NSW lobbies the NSW Government to effectively manage the issue of kangaroo numbers generally migrating to areas near water and road networks that create significant hazards to road users in rural NSW, particularly in areas where communities interface with National Parks.

Amendment

That Local Government NSW lobbies the NSW Government to effectively manage the issue of kangaroo numbers generally migrating to areas near water and road networks that create significant hazards to road users in rural NSW, particularly in areas where communities interface with National Parks in line with animal justice principles.

Amendment lost Motion carried

Responsible resource consumption and conservation

56 Inner West Council

Air drying of laundry

That Local Government NSW lobbies the Australian and NSW State Governments to incorporate air drying of laundry, with associated access to sunlight and air circulation, into the building code for all dwellings.

Motion Put – carried Motion Lost

57 Liverpool City Council

Energy efficiency and renewables

That Local Government NSW advocates that councils show commitment to energy efficiency, solar and other renewable technologies by:

- Seeking all available avenues of funding, including State and Federal Governments, to reduce energy use across existing and future council assets through the use of solar and other renewable energy sources.
- Ensuring all future development considers the impact on existing renewable energy production by ensuring any shadowing assessments take into account the impact on neighbouring buildings' solar panels.

Amendment

That Local Government NSW advocates that councils show commitment to energy efficiency, solar and other renewable technologies by:

 Seeking all available avenues of funding, including State and Federal Governments, to reduce energy use across existing and future council assets through the use of solar and other renewable energy sources.

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- Ensuring all future development considers the impact on existing renewable energy production by ensuring any shadowing assessments take into account the impact on neighbouring buildings' solar panels.
- Engaging actively with neighbouring Councils through ROCs or joint organisations to ensure the use of energy efficient technologies, particularly regarding street lighting.

Amendment becomes Motion Motion carried

58 Lake Macquarie City Council

Uptake of renewable energy systems

That Local Government NSW calls on the NSW Government to make changes to relevant legislation, such as Chapter 15 of the *Local Government Act 1993*, and/or provide further incentives for low-income households to adopt renewable energy systems.

Carried

Waste management

59 Fairfield City Council

Reintroducing the WaSIP Program

That the NSW Government reintroduce the Waste and Sustainability Improvement Payment (WaSIP) Program to help local government improve the effectiveness of its overall environmental programs.

Carried

60 Randwick City Council

Establishment of packaging guidelines

In light of the limited impact on packaging waste achieved by the Australian Packaging Covenant, that councils call on the State Government to review Part 8 (Recycling of Consumer Packaging) of the *Protection of the Environment Operations (Waste) Regulation 2014*. The review should aim to achieve real impact on packaging waste generation, single use packaging and packaging recyclability across the state.

Carried

61 Shoalhaven City Council

Waste levy boundaries

That the State Government review the regulated boundary for the waste levy, including reassessment of which local government areas (LGAs) are classified as 'regional' or 'metropolitan'. The assessment needs to consider factors such as distance to recycling processors, quantum of waste produced in the LGA and affordability (level of socio economic disadvantage in the community).

Carried

62 Tenterfield Shire Council

Request for ban on flushable wipes

That a ban be placed on wet wipes marketed as "flushable toilet wipes" due to their negative impact on sewer lines and sewerage processing facilities.

Carried

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63 Wingecarribee Shire Council

Roadside spoil (excavated public road material)

That Local Government NSW requests the Minister for the Environment, Local Government and Heritage to urgently review and amend the *Protection of the Environment Operations (Waste) Regulation 2014* and the associated *Excavated Public Road Material Exemption & Order 2014*, to provide greater flexibility for the storage and reuse of excavated public road material (EPRM), to allow local government to manage EPRM, the by-product of road maintenance and construction works, in a responsible but efficient and effective manner that is sustainable for our community.

Carried

64 Nambucca Shire Council

Asbestos disposal

That in order to reduce the illegal dumping of asbestos, Local Government NSW lobbies the NSW Government to exempt asbestos from the waste levy on the proviso that councils provide an additional and equal subsidy on their normal asbestos disposal fees thus reducing the overall fee by double the amount of the applicable levy.

Carried

65 Wingecarribee Shire Council

Exemption for councils from s.88 waste levy in certain circumstances

That Local Government NSW requests the Minister for the Environment, Local Government and Heritage to urgently review and amend the relevant section of the *Protection of the Environment Operations Act 1997* and the *Protection of the Environment Operations (Waste) Regulation 2014*, to provide for exemption from the requirement for local government to be required to pay the s.88 waste levy in circumstances where they have unwittingly received contaminated waste, or where they have undertaken a clean-up of unlawfully dumped contaminated waste such as asbestos.

Carried

66 Shoalhaven City Council

Ban on single use plastic bags

That Local Government NSW calls upon the NSW Minister for the Environment, The Hon. Gabrielle Upton MP to act on banning the use of single use plastic bags in NSW. Further, that the ban include all identified 'biodegradable and degradable' bags up to 70 microns. (Note: This motion covers the following motions set out in small font)

Ballina Shire Council

Single use plastic bags - Legislative ban

That Local Government NSW Conference calls on the NSW Government to introduce legislation to ban single use, plastic shopping bags, including reusable plastic bags and double strength plastic bags, to a level at least consistent with other Governments such as South Australia, Tasmania, the ACT and NT.

City of Sydney Plastic bags

That Local Government NSW adopts a policy that opposes single use plastic bags, and advocates to the NSW Government to ban the single use bag.

Randwick City Council

Banning of plastic bags in NSW

Given that South Australia, the ACT, the NT and Tasmania have already implemented state wide bans on plastic bags and retail giants Woolworths, Coles & Harris Farm are introducing their own bans, Local Government NSW calls on the NSW Government to pass legislation to implement a state wide plastic bag ban in NSW as soon as possible.

Fairfield City Council

Ban the use of single use plastic bags

That the NSW Government introduces the legislation to ban the use of single use plastic bags.

Carried

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67 Lake Macquarie City Council

Supporting markets for NSW recyclate

That Local Government NSW calls on the NSW Government to address the current failures in the recycled products market, including support for the development of markets for recycled glass and plastics.

(Note: This motion covers the following motions set out in small font)

Cessnock City Council

Glass recycling impacts of recyclable markets and Legislative requirements

That the NSW Government addresses the current failures in the recycled products market, including support for the development of markets for recycled glass.

That the Federal Government considers the implications for sustainable waste management of permitting import of cheap glass containers and glass products.

Singleton Council Glass recycling

That Local Government NSW calls on the NSW Government to address the current failures in the recycled products market, including support for the development of markets for recycled glass and plastics.

Amendment

That Local Government NSW calls on the NSW Government to address the current failures in the recycled products market, including support for the development of markets for recycled glass, paper and plastics.

Further Amendment

That LGNSW calls on the State and Federal Government to address the current failures in the recycled products market including support for the development of the markets for recycled glass, paper and plastics and any other options available.

Further Amendment becomes Motion Motion Carried

68 Blacktown City Council

Encouraging safe disposal of asbestos

That Local Government NSW lobbies the NSW Government to remove the *Protection of the Environment Operations Act 1997* s. 88 (waste) levy from asbestos containing material, provided the material is transported to a licensed facility in accordance with SafeWork NSW requirements and/or delivered by a licensed asbestos contractor with EPA authorisation.

(Note: This motion covers the following motions set out in small font)

Fairfield City Council

Exemption of s. 88 Waste Levy for asbestos contained materials to dispose of at the landfills

That the NSW Government give exemption to disposal of asbestos contained materials at qualified landfill sites to help local government in dealing with increasing incidence of illegal dumping.

Liverpool City Council

Environmental Planning Authority asbestos tipping fee

That Local Government NSW campaigns with NSW councils against the Environmental Planning Authority's asbestos tipping fee which is adding significantly to council costs and encourages illegal dumping (which council then has to clean up and pay to dispose of).

Carried

Other environmental issues

69 Gwydir Shire Council

Dog breeding guidelines

That the Local Government NSW Annual Conference call on the Minister for Primary Industries to expedite the review of the Animal Welfare Code of Practice – Breeding dogs and cats to incorporate the recommended improvements put forward by both the NSW Companion Animals Taskforce Report (2012) and the Joint Select Committee on Companion Animal Breeding Practices in New South Wales (2015).

Carried

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70 Lake Macquarie City Council Payment of companion animal registration fees to councils

That Local Government NSW calls on the Acting Chief Executive of the Office of Local Government (OLG) to make arrangements with all NSW councils to deduct the determined amount for local councils from the payment required to be made to the Companion Animals Fund, at the point of payment of registration fees, in accordance with s. 85(4) of the Act.

Carried

71 Shellharbour City Council

Circuses in NSW

That Local Government NSW calls on the NSW Government to introduce legislation to ban exotic animals in circus performances/attractions in NSW.

Motion Put – Carried Motion Lost

72 Inverell Shire Council

Flying-fox camps

That

- The NSW Government appoint a single state agency to be responsible for the overall management of Flying-fox camps that impact on urban areas.
- 2. The agency be provided with adequate funding to undertake on-ground actions to mitigate human amenity impacts associated with the presence of Flying-fox camps.
- 3. The NSW Government pursue appropriate legislative and camp management policy changes to enable the practical size reduction and relocation of Flying-fox camps.

(Note: This motion covers the following motions set out in small font)

Nambucca Shire Council

Flying-fox dispersal

That Local Government NSW lobbies the State and Federal Governments to make legislative provision to allow councils in consultation with the Office of Environment and Heritage (OEH) to take immediate action to move Flying-foxes on before a colony is formed where their activity is noted within 500 m of residences, schools and public facilities.

Tamworth Regional Council

Flying-fox populations in Tamworth

That Local Government NSW lobbies the NSW Government to take responsibility for the management of Flying-fox populations.

Amendment

That:

- The NSW Government appoint a single state agency to work with local government and be responsible for the overall management of Flying-fox camps that impact on urban areas.
- 2. The agency be provided with adequate funding to undertake on-ground actions to mitigate human amenity impacts associated with the presence of Flying-fox camps.
- 3. The NSW Government pursue appropriate legislative and camp management policy changes to enable the practical size reduction and relocation of Flying-fox camps.

Motion amendment accepted

Further amendment

That:

- 1. The NSW Government appoint a single state agency to work with local government and be responsible for the overall management of Flying-fox camps that impact on urban areas.
- 2. The agency be provided with adequate funding to undertake on-ground actions to mitigate human amenity impacts associated with the presence of Flying-fox camps.
- 3. The NSW Government pursue appropriate legislative and camp management policy changes to enable the practical size reduction, relocation and prevention of Flying-fox camps within 500 metres of residences, schools and public facilities.

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Motion Put – Carried Motion carried

5. GOVERNANCE/CIVIC LEADERSHIP POLICY

Local government elections

73 Bland Shire Council

Voting at local council elections

That Local Government NSW requests the NSW Government to review the method of voting at local council elections with a view to establishing a 'first past the post' system of voting, for councils with fewer than 5,000 eligible voters, whereby voters need only place a mark against the candidate(s) of their choice and the candidates with the most votes are elected accordingly.

Amendment

That Local Government NSW requests the NSW Government to review the method of voting at local council elections.

Foreshadowed Amendment

That Local Government NSW endorses the position considered by the Joint Standing Committee on electoral matters which is that all votes should be counted equally.

Foreshadowed Amendment accepted as Motion Motion carried

74 Gunnedah Shire Council

Duration of pre-polling

That Local Government NSW petitions the NSW Government to change the *Local Government* (General) Regulation 2005 to allow a council by resolution to shorten the pre-poll voting period to the period including the Monday to Friday of the week before Election Day.

Amendment

That Local Government NSW petitions the NSW Government to change the *Local Government* (General) Regulation 2005 to reduce the pre-poll voting period to one week, Saturday to Friday excluding Sunday of the week before Election Day.

Amendment becomes Motion Motion Put – carried Motion carried

75 City of Parramatta Council

2017 local council elections

That Local Government NSW makes a submission to the NSW Electoral Commission to address the issues experienced leading up to and experienced in September 2017 local government elections, which included:

- Insufficient staff at polling booths.
- Unsuitable location of pre-polling and polling booths.
- Insufficient training provided to staff at the polling booths.
- Too many closely located polling places and multi ward polling places on election day
- Long queues and delays experienced at all polling places leading to a large number of complaints by voters.

Further, that Local Government NSW canvas NSW councils to contribute additional issues to this submission.

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Amendment

That Local Government NSW makes a submission to the NSW Electoral Commission to address the issues experienced leading up to and experienced in September 2017 local government elections, which included:

- · Insufficient staff at polling booths.
- Unsuitable location of pre-polling and polling booths.
- · Insufficient training provided to staff at the polling booths.
- · Too many closely located polling places and multi ward polling places on election day
- Long queues and delays experienced at all polling places leading to a large number of complaints by voters.
- · Refusal to recycle

That the NSW Electoral Commission be required to supply the information required to run an election to another body that is running the election

Further, that Local Government NSW canvas NSW councils to contribute additional issues to this submission.

Amendment becomes Motion Motion carried

Local government legislative and regulatory settings

76 Orange City Council

Reform to Local Government Act 1993

That Local Government NSW seeks reform through the NSW Government to the *Local Government Act 1993* to introduce measures to allow councillors to more easily identify the directors of corporate applications in planning matters.

Carried

77 Ku-ring-gai Council

Procedures in relation to Code of Conduct complaints against councillors

That Local Government NSW requests the NSW Government to reform the procedures in relation to Code of Conduct complaints against councillors by removal of the involvement of general managers and the creation of an independent watchdog to consider genuine complaints against councillors and prosecute frivolous or vexatious grievances.

Motion Put – carried Motion Lost

78 Newcastle City Council

Modification to s. 449 Pecuniary Interest

That Local Government NSW calls on support from member councils for modification to s. 449 of the *Local Government Act 1993* to provide a mechanism for designated persons to disclose the interests of their spouses/partners and dependent children through the annual pecuniary interest returns process.

Motion Withdrawn

Participation

79 City of Sydney

Property development

That Local Government NSW lobbies the NSW Government to amend s. 275(1) of the *Local Government Act 1993* (NSW) to include "property developers" in the list of persons disqualified

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from holding civic office, and to include an appropriate definition of "property developers" that does not include small scale property development by owner-occupiers.

Amendment

That Local Government NSW lobbies the NSW Government to amend s. 275(1) of the *Local Government Act 1993* (NSW) to include "property developers" and real estate agents in the list of persons disqualified from holding civic office, and to include an appropriate definition of "property developers" that does not include small scale property development by owner-occupiers.

Amendment becomes Motion Motion Put – carried Motion Lost

80 Lake Macquarie City Council

Councillors' superannuation

That Local Government NSW lobbies the NSW Government and Remuneration Tribunal to make it mandatory that councils make superannuation payments to mayors and councillors and that these payments must be in addition to the stipend paid to elected officials. The superannuation payments would be at the Superannuation Guarantee rate, as determined by the Commonwealth and which varies from time to time. Payments would be made to complying superannuation funds.

Carried

Policies and programs that affect local government

81 Gwydir Shire Council

Minister for Local Government

That the conference urges the Premier to appoint a Minister for Local Government without the distraction of any other portfolio responsibilities.

Carried

82 Lane Cove Council Lack of consultation by State Government with local government

That Local Government NSW lobbies the Minister for Local Government for improved consultation with the local government sector, so that prior to the introduction into Parliament of any legislation affecting the sector, that the State Government consults and engages with LGNSW.

Carried

83 Murray River Council

Independent Commission Against Corruption

That Local Government NSW lobbies the NSW Government and the Australian Local Government Association (ALGA) seeking their assistance in advocating for the establishment of a Federal Independent Commission Against Corruption or similar body.

Carried

Structural reform

84 Clarence Valley Council Financial compensation for councils amalgamated in 2004

That Local Government NSW lobbies the NSW Government on behalf of all NSW councils amalgamated in 2004 to receive the same financial compensation as those councils recently amalgamated in 2016.

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Amendment

That Local Government NSW lobbies the NSW Government on behalf of all NSW councils amalgamated in 2004 to receive the same financial compensation as those councils recently amalgamated in 2016 and that communities whose proposed amalgamation did not proceed in 2017 receive the \$5 million community infrastructure funds as promised by the government.

Amendment becomes Motion Motion Lost

85 Inner West Council

Binding referendum on amalgamations

That NSW Local Government's policy on amalgamations includes the requirement that where an amalgamation with one or more councils is proposed there be a binding referendum in each council area asking voters if they want their council to be amalgamated or not. In order for an amalgamation to go ahead, each council area would need to achieve a majority vote in favour of the amalgamation.

Carried

86 Board

Forming regional organisations as incorporated entities

- That Local Government NSW calls on the Government to remove all impediments to councils forming regional legal entities - with boundaries of the councils' choosing and covered by the Local Government Award - for the purposes of, but are not limited to:
 - · regional strategic planning
 - intergovernmental collaboration
 - · regional leadership
 - shared services and other activities determined by the regional organisation.

This is to include removing the requirement, for regional organisation purposes, for Ministerial approval of applications by councils to form Companies Limited by Guarantee and/or Incorporated Associations on a regional basis (such applications currently require Ministerial approval under s. 358 of the *Local Government Act 1993*). It must also include the lifting of the current ceiling on earnings under the Incorporated Associations Act from \$250,000 per annum to a level that would allow the regional organisation to perform its functions effectively.

2) That Local Government NSW also calls on the Government to provide implementation and ongoing funding to support the regional legal entities.

(Note: This motion covers the following motions set out in small font)

Bellingen Shire Council

Joint Organisation

That the State Government provide funding for groups of councils (ROCs or JOs) to support regional advocacy, collaboration and shared servicing and alliancing to an equitable level as originally provided to councils as part of the State Government industry reform process.

Cowra Shire Council

Establishment of Regional Organisations

That Local Government NSW strongly advocates the State Government to provide a regulatory framework to allow the formation of regional organisations where Local Governments believe they are beneficial.

Gunnedah Shire Council

Financial support for local government organisations

That Local Government NSW calls on the NSW Government to financially support Regional Organisations of Councils (ROCs) or Joint Organisations (JOs), enabling regions to develop projects of regional significance regardless of the type of organisation with which councils associate.

Lane Cove Council

Legislative reform for Regional Organisations of Councils (ROCs)

That Local Government NSW lobbies the NSW Government to introduce changes to the Local Government Act to implement structural reform which formally constitutes ROCs so that they can negotiate and enter into contracts for the regions on behalf of their member councils.

Motion Put – Carried Motion Lost

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6. ASSOCIATION BUSINESS

87 Board Regional meetings pilot

That Local Government NSW pilots a zone meeting model in 2018.

(Note: This motion covers the following motion set out in small font)

Goulburn-Mulwaree Council

Zone meetings

That Local Government NSW conducts twice yearly zone meetings around the state to keep councils and councillors informed, who are unable to attend or participate in annual conferences.

Amendment

That Local Government NSW pilots a zone meeting model after completion of the Value Proposition Audit.

Amendment becomes Motion Motion carried

LATE MOTIONS

L1 Warren Shire Council

Funding for emergency event prevention

That Local Government NSW works with the Ministers responsible for emergency works and services to develop a process to allow the NSW State Government agencies and local government to fund work and actions prior to and during an emergency event, that prevents or decreases damage to State or local infrastructure, that is not presently claimable under emergency event declarations.

Carried

L2 Inner West Council

Wood smoke pollution

That Local Government NSW calls on the NSW Government to:

- Develop legislation to allow local councils to follow the NSW Chief Medical Officer's advice and phase out Wood Heaters;
- Introduce effective education and incentive program commensurate with the \$8 billion health
 cost of residential wood heating pollution in NSW that will create widespread understanding of
 the benefits of switching to non-pollution heating; and
- Provide effective powers for councils to take action against unhealthy levels of wood smoke pollution, including local exceedances of National PM2.5 Air Quality Standards.

Amendment

That Local Government NSW calls on the NSW Government to:

- Develop legislation to allow local councils to follow the NSW Chief Medical Officer's advice and phase out Wood Heaters in urban areas;
- Introduce effective education and incentive program commensurate with the \$8 billion health
 cost of residential wood heating pollution in NSW that will create widespread understanding of
 the benefits of switching to non-pollution heating; and
- Provide effective powers for councils to take action against unhealthy levels of wood smoke pollution, including local exceedances of National PM2.5 Air Quality Standards.

Amendment accepted as Motion Motion Put – Carried Motion Lost

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Rates for Crown Land

That Local Government NSW and member councils advocate the NSW Government to stop charging local councils commercial rates for Crown Land for council purposes (e.g. easements) where there is a significant benefit to the community.

Carried

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Item 13 Formation of the Warialda Rail Community S355

Committee

FILE REFERENCE

DELIVERY PROGRAM

GOAL: 1. A healthy and cohesive community

OUTCOME: 1.1 WE HAVE HEALTHY SPACES AND PLACE

STRATEGY: 1.1.3 Provide the right places, spaces and activities - OCD

- external

AUTHOR General Manager

DATE 9 December 2017

STAFF DISCLOSURE OF INTEREST NIL

IN BRIEF/ SUMMARY RECOMMENDATION

This report recommends the formation of the Warialda Rail Community Committee under Section 355 of the *Local Government Act*.

TABLED ITEMS Nil

BACKGROUND

On 28th November 2017 a Community Meeting was held at Warialda Rail (minutes attached) and voted unanimously to seek Council's endorsement to form a Warialda Rail Section 355 Committee of the Council to act as an advisory group to Council on the specific needs within Warialda Rail.

The community meeting has suggested the following membership for the Committee:

- Councillor Representative: Cr Marilyn Dixon
- Council Staff Representative: Suzanne Webber
- · Chair: Erin Hall
- Secretary: Jess Hawkins
- Treasurer: Jackie Smith
- General committee members: Amyche Smith, Lance Brydges, Frances Hay, John Hay, Marina Nolan, Mandy Field, David Farrell, Edward Burch

COMMENT

This example of 'grassroots' involvement by the local Warialda Rail community is to be applauded and certainly warrants the Council's support.

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~ · ·	
Chairman	

STATUTORY ENVIRONMENT

The advisory committee will be created under Section 355 of the *Local Government Act*.

OFFICER RECOMMENDATION

THAT the Warialda Rail Community Committee be created under Section 355 of the *Local Government Act* in line with the community meeting minutes attached.

FURTHER that Cr. M Dixon OAM be nominated as the Councillor representative of the Committee.

ATTACHMENTS

AT- Community Meeting Minutes

COUNCIL RESOLUTION: MINUTE 418/17

THAT the Warialda Rail Community Committee be created under Section 355 of the *Local Government Act* in line with the community meeting minutes attached.

FURTHER that Cr. M Dixon OAM be nominated as the Councillor representative of the Committee.

(Moved Cr Dixon OAM, seconded Cr Galvin)

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Warialda Rail Community Meeting

Date & Time; Tuesday November 28th 2018 @ 12.30pm

Present; Cr Marilyn Dixon, Suzanne Webber, Erin Hall, Jessica Hawkins, Jackie Smith, Amyche Smith, Lance Brydges, Frances Hay, John Hay, Marina Nolan, Mandy Field, David Farrell, Edward Burch,

Apologies; Angela Turner, Jayne Wood, Louie Andrews, Josh Rose, Amanda Hawkins, Heidi Turner, Sarah Turner, Karen Moss, Candice Dawson

Location; Warialda Rail RFS shed.

Opening/announcements;

- Cr Marilyn Dixon, opened the meeting by welcoming and thanking community members for their interest and attendance. Cr Dixon expressed her vision for a community group to be formed for the benefit of residents & families of Warialda Rail. Cr Dixon assured meeting attendees of her interest in actively working with local residents to ensure project success.
- Erin Hall, supported Cr Dixons' proposal, demonstrating a total estimated number of children residing in Warialda Rail stands at app 56. With an influx of families with children having located to the community in recent years, the formation of a community committee, fostering community development and catering for social events is imperative.
- Suzanne Webber, acknowledged that Warialda Rail is a community with
 potential for growth and that Gwydir Shire Council wish to support the
 movement of a Warialda Rail Community Committee. Suzy expressed
 that together, as a partnership council and community residents, can
 achieve great things. Suzanne clarified the importance of forming a 355
 committee of Council to help ensure the projects viability.

Unanimous vote of support for the establishment of a Community Committee and 355 Committee of Council.

Suzanne put forward the motion for a committee to be formed and in the presence of meeting attendees the committee was elected as follows;

- Council Representative; Cr Marilyn Dixon
- Council Staff Representative; Suzanne Webber
- Chairman; Enn Hall
- · Secretary; Jess Hawkins

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- Treasurer; Jackie Smith
- General committee members; Amyche Smith, Lance Brydges, Frances Hay, John Hay, Marina Nolan, Mandy Field, David Farrell, Edward Burch,

Discussed - A minimum of 5 members must attend set meeting dates for meetings to be held. Committee to report to council quarterly. All funds to be banked into council trust fund, held for Warialda Rail Community Committee. WO number for Warialda Rail Community Committee to be allocated by Suzy (to follow) and used for all banking purposes.

Items of interest for future agenda;

- Christmas Party, festive celebrations
- Events for local residents, families and children; social, playgroup (commencing Feb 2018, possibly operating from the RFS shed –yet to be confirmed), sport
- Town signage
- Venue allocation for events
- Community networking opportunities
- Community garden
- Fundraising
- Facilities Park, public toilets etc.

Current item of priority - Village Christmas Party

Proposed date - Sat Dec 23rd Time - From 4.30pm

Suzanne Webber to discuss with Warialda Rail rec committee, Christmas party venue- to be confirmed, pending above mentioned discussion.

Community committee to extend invitation to rec committee to join Christmas party celebration.

Draft Christmas party plan;

- Community tree decorating tree (and laser lights) to be provided by Rocky
 Hall
- Christmas Movie viewing follow up with Marina Nolan (projector).
- Music provided by Edward Burch

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- Meat, bread and sauce to be provided by Gwydir Shire Council,
- Families to bring along a salad, picnic rug/chairs.
- BBQ to be cooked by willing community members.,
- Serviettes (Suzy), plastic plates (Marina)
- Soft drinks available \$2 can (eskies to be gathered by committee from able families)
- Best dressed bike /scooter competition, small pizes to be won
- Craft table and Christmas decoration making/ face painting?
- Stall holders (committee to call for interested parties \$10 fee? To be confirmed)
- Raffle & 100club (Erin to consult with business houses re donations IGA for wheelbarrow)
- RFS to provide Santa visit arriving in RFS truck follow up with David, each child to receive a small gift-follow up with Suzy
- Provided donation box on the evening towards future community committee projects

To be discussed and all details confirmed at next meeting. Meeting to be held at the RSF shed on Sat Dec 9th at 4.30pm - Erin to promote.

Meeting closed 2pm.

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Cr Jim Moore

North Star Public School

Cr Moore advised the meeting that he attended this school's annual presentation night and was advised that Mrs Thatcher was retiring after 42 years' service at the school. A farewell for Mrs Thatcher is being held on Saturday 24th March, 2018 in North Star.

COUNCIL RESOLUTION: MINUTE 419/17

THAT a suitable token of the community's appreciation of Mrs Thatcher's service to the North Star Community be presented by a Council representative at the farewell function.

(Moved Cr Moore, seconded Cr Coulton)

Cr Catherine Egan

Proposed Quarry DA (Ref: 420/17)

Cr Egan requested an update on the DA lodged by Mr M Bogan, which was provided.

Cr David Coulton

Proposed re-establishment of Bingara Rifle Range (Ref: 421/17)

Cr D Coulton advised the meeting that he received the following email:

Hi David, following our conversation on Sunday night, I discussed the Bingara Range with members of the Three Rivers Big Game Hunting Club at our monthly meeting last night. The Members feel that we are not in a position to take on the Trust Management of the Range mainly because of the long-term commitment and responsibility of such a position. We all hold voluntary positions, and, as with all sporting clubs it seems these days, we are all getting older. We also understand the demands put upon Gwydir Shire Council, there is only so far the ratepayer dollar will stretch. We are prepared to work as a user group if it was possible for the Shire to take on the Trust Management, and feel it would be an on-going asset for Bingara, and the general community. We would be able to develop the range, at our expense, and would pay range fees to the Trust Manager. We would also have access to Sport and Recreation grants to continue upgrades. Our other alternatives would be to canvass local interest, & support from local people. and perhaps approach the Bingara RSM Club to see if they are interested in resurrecting the range, and full bore club, they ran it for many years

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in the past. Thank you for your continued support, and advice, David, please contact me if there is any further information or details you need.

Regards. Paul Shaw, Chairman. Three Rivers Big Game Hunting Club Inc.

The General Manager advised the meeting that the Council had already agreed to this at its May 2015 Council Meeting resolving:

Three Rivers Big Game Hunting Club Inc.

THAT the Council writes to the Crown Lands Office Moree requesting that the Council be made the Trust Manager for a suitable area of land located at the former Bingara Rifle Range site with the reservation being for a rifle range.

This resolution was actioned but not achieved due to an existing grazing permit and the dual use option was being explored.

The issue will be investigated and Mr Shaw advised of Council's previous decision which is in line with his request.

Meeting closed 5:56 pm

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