

2018 Local Government NSW Conference Resolutions

ASSOCIATION BUSINESS

F2 City of Sydney, Campbelltown City Council, and Board – 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.
2. In furtherance of 1 above, make application to the Fair Work Commission to amend the Association’s rules.

ECONOMIC POLICY

2 Bourke Shire Council – Drought disaster policy

That the NSW Government as a matter of urgency develop a policy framework which clearly defines when an area is deemed to be in “drought” and also develops a range of measures that provide assistance to farmers and small business impacted by drought conditions including clear criteria which needs to be straight forward and inclusive, so that such assistance can be accessed in a timely fashion.

This issue was also raised by Gunnedah Shire, Warren Shire, and Wollondilly Shire Councils

3 Coffs Harbour City Council – Drought relief policy and relief package

That the Annual Conference of Local Government NSW consider seeking the development of a policy and associated relief package by Local Government NSW designed to support drought stricken NSW farmers. This policy and package could be developed in a similar manner to the legal assistance policy and guidelines. Contributions from individual councils should be entirely voluntary with no council under any obligation to make a contribution.

4 Bland Shire Council – Drought relief through rate rebates

That Local Government NSW lobbies the NSW Government to introduce a drought relief package based on a rate rebate of 50% for all farmland categorised land with that 50% being paid to the local council to maintain vital infrastructure in those drought affected areas.

This issue was also raised by Lachlan Shire Council

5 Gunnedah Shire Council – Support for agricultural dependant businesses

That Local Government NSW calls upon the Federal Government to extend an income management scheme based upon the “Farm Management Deposit” scheme to businesses which rely upon the agricultural sector for the majority of their revenue. This would help improve the economic stability of rural communities during droughts and therefore strengthen the financial sustainability of councils.

6 Coolamon Shire Council – Fuel excise levy - R2R funding

That Local Government NSW lobbies the Federal Government for the permanent inclusion of a percentage of the fuel excise levy to be provided as an increase to the existing Roads to Recovery (R2R) funding program for local government.

This issue was also raised by Bland Shire Council

7 North Sydney Council – Rating system for local government

That Local Government NSW requests the NSW Government to release the IPART Review of the Local Government Rating System - Draft Report of August 2016.

This issue was also raised by Blacktown City, City of Canterbury Bankstown, and City of Ryde Councils

8 Wingecarribee Shire Council – Crown Land management

That the NSW Government address the inadequate base level of funding of \$30,000 provided to councils to comply with the Crown Land Management Act’s requirement to prepare plans of management for all Crown Land that they manage; and allow for a transition period greater than three years to have adopted plans in place for all Crown reserves managed as community land.

This issue was also raised by Lithgow City and Shoalhaven City Councils

9 Greater Hume Shire Council – Potential changes to the LG Investment Order

That:

1. Local Government NSW makes strong representations to NSW Treasury Corporation (TCorp) and the Office of Local Government (OLG) opposing any substantial changes to the Ministerial Investment Order that would restrict council investment in unrated Approved Deposit Institutions (ADIs) (e.g. small banks, building societies and credit unions).
2. Councils making application to TCorp for loan funds not be subjected to financial covenants that severely restrict investments with unrated small banks, building societies and credit unions.

INFRASTRUCTURE AND PLANNING POLICY

10 Penrith City Council – Boarding houses

That Local Government NSW writes to the Minister for Planning and Environment requesting that the boarding houses division of the *State Environmental Planning Policy (Affordable Rental Housing) 2009* (the SEPP) be amended.

It is proposed that the amendments include:

- Requirement for a social impact study to be submitted with boarding house applications.
- Enabling councils to refuse development consent in certain circumstances, for example, when boarding houses are proposed in inappropriate locations without adequate access to public transport, services and jobs.
- Removal of the words “not more than” from Division 3, Clause 29 Section 2.e.iii “in the case of any development - not more than 1 parking space is provided for each person employed in connection with the development and who is resident on site.”
- A minimum percentage of affordable rental housing in boarding houses.
- Objectives and actions for monitoring the effectiveness of boarding houses in contributing to the supply of affordable rental housing.

This issue was also raised by Cumberland, Willoughby City, and Wingecarribee Shire Councils

11 Blacktown City Council – Rezoned land

That Local Government NSW calls on the NSW Government to not allow land to be rezoned by the Minister for Planning unless a contributions plan has been made that funds the local infrastructure to which the rezoning applies.

12 Liverpool City Council – Exemption from IHAP changes

That Local Government NSW writes to the Minister for Planning to advocate that while local planning panels remain imposed on metropolitan councils for changes to the *Environmental Planning and Assessment Act 1979* and *Electoral Legislation Amendment (Planning Panels and Enforcement) Act 2017* to incorporate one of the following models:

- A model where an Independent Hearing and Assessment Panels (IHAP) makes a recommendation to council and council makes the determination; or
- Something similar to a JRPP model where a number of councillors are appointed to a panel.

13 Wingecarribee Shire Council – Amendments to Development Approval process

That the NSW Department of Planning and Environment undertake action that will enable new dwelling houses and alterations and additions to dwelling houses to be considered in a single application process instead of the current development application, construction certificate and associated approvals that are required in order to achieve approval for developments that are not eligible to be considered as Complying Development.

14 Blacktown City Council – Certification of development by private certifiers

That Local Government NSW lobbies the NSW Government to amend the *Building Professionals Act 2005* or its succeeding legislation to:

- i. Provide for the protection and compensation of consumers of building developments against the unsatisfactory professional conduct or professional misconduct of any private accredited certifier who practices as a public official, but not in the public interest.
- ii. Assure consumers that private accredited certifiers accredited by the Building Professionals Board (BPB) who cannot secure adequate commercial professional indemnity insurance can continue their Principal Certifier (previously the Principal Certifying Authority) role until an Occupation Certificate is issued for the development.
- iii. Minimise the possibility and ease by which councils with limited professional staff resources are being compelled to accept appointments as Replacement Principal Certifier where private accredited certifiers lose their accreditation through disciplinary action by the BPB, lack of a reasonable professional indemnity insurance policy offered by the insurance industry, or for any other reason.
- iv. Provide for consumer protection in the event the insurance industry moves to reduce or remove cover from private certifiers and the certification industry.
- v. That the legislation be enhanced to give councils more powers to deal with private certification of non complying development.

This issue was also raised by City of Parramatta, Cumberland, Hornsby Shire, Orange City, and Willoughby City Councils

15 Moree Plains Shire Council – Local Environmental Plan processes

That Local Government NSW commends the Minister for Planning, the Hon. Anthony Roberts MP, for implementing the role of Chief Planner of NSW. Further, that the Minister be requested to initiate a review of the “Gateway” mechanism for rural and regional councils so that this operates on faster timeframes as was the case when the process was initiated, to complement the other recent improvements to Local Environmental Plan processing.

16 Tweed Shire Council – Noise impacts for unit holders

That Local Government NSW requests the NSW Government review their controls for noise impacts from units holders on the unit holders below them, including but not limited to the exempt and complying provisions for floor coverings, that enable unlimited noise impacts for units built prior to the 2016 Building Code of Australia (BCA), and up to 62 L'nT,w for units built subject to the 2016 BCA.

17 Penrith City Council – BCA amendments to minimum door widths and hand rails

That Local Government NSW seeks the following amendments to the Building Code of Australia (BCA):

- An increase in the height requirements for handrails; and
- An increase to the minimum door widths from 820mm to 920mm.

18 Bega Valley Shire Council – Deemed refusals

- That Local Government NSW lobbies the Minister for Planning to seek more resources to assist councils to quickly determine development applications and therefore reduce the numbers of deemed refusals.
- DA applicant gives the council 3 weeks’ notice that it intends to refer decision to the Land and Environment Court.

19 City of Parramatta – Court appeals of Planning Panel decisions

That Local Government NSW advocates that the NSW Government work with NSW councils to address the legal costs associated with court appeals in the Land and Environment Court when a State or Local Planning Panel did not resolve in line with a staff recommendation.

20 Tweed Shire Council – DA appeal rights

That the NSW Government takes immediate action to amend the *Environmental Planning and Assessment Act 1979* to enable a provision for third party merit appeal rights in respect of all categories of development applications, particularly local developments.

21 Board – Federal planning partner

That Local Government NSW makes representations to the Federal Government to seek a commitment to working with local government as a partner from the outset in the development of planning policies relating to:

- a. The development of cities and regions;
- b. Infrastructure requirements, including those related to catering for the impact of population growth; and
- c. Telecommunications requirements, including the provision and location of mobile towers.

This issue was also raised by Cabonne and Randwick City Councils

22 Board – State planning partner

That Local Government NSW makes representations to the NSW Government to seek a commitment to working with local government as a partner from the outset in the development of planning policies relating to:

- a. Legislative reforms;
- b. Community facility requirements, including those related to the provision of open space arising from major residential and commercial developments;
- c. Infrastructure requirements, including those related to the settlement of refugees and migrants; and
- d. Government land and property requirements, including early consultation in the disposal of government property.

This issue was also raised by Hornsby Shire, City of Parramatta, Shoalhaven City, and Fairfield City Councils

23 City of Canterbury Bankstown – Open space levy

That this Conference call upon the NSW Government to introduce a metropolitan-wide open space levy on development for the purpose of funding investment in regional, district and local level open space and recreation areas.

25 Camden Council – School off-street drop off and pick up zones

Local Government NSW writes to and engages with the NSW Department of Planning, Minister for Education and Minister for Roads, Maritime and Freight to develop a mandatory provision that any new schools constructed in a local government area provide appropriately-sized off-street drop off and pick up zones.

26 Mosman Council – Improved parking signs

That Local Government NSW continues to lobby the Roads and Maritime Services to identify the progress of the matter since the 2014 resolution and that Mosman Council to be nominated to become a pilot local government area for this initiative.

27 Gilgandra Shire Council – Inland rail consultation process

That Local Government NSW make representations to Federal Government and the Australian Rail Track Corporation (ARTC) in relation to the Inland Rail issues such as transparency, accountability and the consultation process.

28 Liverpool City Council – Train services

That Local Government NSW contacts Transport NSW and advocates on behalf of councils for the following changes to the train timetables:

- More express services;
- More frequent and better quality services; and
- More services to new centres in growth and regional areas.

29 Greater Hume Shire Council – Funding for first/last mile road projects

That Local Government NSW lobbies the Federal and State Governments for additional recurrent funding for the improvement and enhancement of first/last mile roads.

<p>30 Moree Plains Shire Council – Cost-benefit ratios and rural/regional roads</p> <p>That Local Government NSW makes representation to the Treasurer of NSW, the Hon. Dominic Perrottet MP, to instigate a review of Treasury’s <i>NSW Government Guide to Cost-Benefit Analysis</i> guidelines as they apply to regional NSW road and other transport projects. In particular, that the Government consider the following factors in determining the value of projects:</p> <ul style="list-style-type: none"> • The benefits to primary sector productivity of areas of high production so that these benefits can be considered as part of transport project justification; • the achievement of social equalisation between rural and urban communities (access to education, health and wellbeing, emergency services and general social connectivity); and • recognition of the additional costs that arise from reactive soil types both for construction and long-term maintenance.
<p>31 Gunnedah Shire Council – Aviation</p> <p>That Local Government NSW lobbies the Commonwealth Government to consider:</p> <ol style="list-style-type: none"> a. increasing the availability of slots for regional air services into Kingsford Smith International Airport; b. reserving the availability of underutilised slots at Kingsford Smith International Airport incurred as a result of the current pilot shortage; c. investigating an assistance package to increase available pilot numbers for airlines servicing regional airports; and d. investigating the significant decline in the civil aviation industry, including pilot training and the current shortage of Australian trained pilots with the aim to put in place appropriate measures to revitalise all sectors of the civil aviation industry.
<p>32 Liverpool City Council – River highways</p> <p>That LGNSW advocates on councils’ behalf for State and Federal Government support for serious consideration of the economic, social and environmental costs and benefits of river highways across the state.</p>
<p>33 Tenterfield Shire Council – Timber bridge funding</p> <p>That Local Government NSW lobbies the NSW Government to modify the present application process for infrastructure grants in favour of direct grants to councils using a similar formula to the Federal Government Assistance Grants (FAGs).</p>
<p>34 Albury City Council – Impact of river levels on tourism</p> <p>That Local Government NSW makes representations to the Murray Darling Basin Authority requesting it:</p> <ul style="list-style-type: none"> • take into account how river levels impact on Basin communities during peak tourism periods, including but not limited to Christmas and school holidays, Australia Day and Easter; and • in consultation with environmental water holders, regulate river flows to the greatest extent possible to ensure positive social, economic and environmental outcomes are achieved.
<p>35 Blacktown City Council – Stormwater levy – indexation of revenue</p> <p>That Local Government NSW lobbies the NSW Government to amend the regulations regarding stormwater management services, to provide indexation of revenue raised from a stormwater levy in line with the rate peg.</p>
<p>36 Edward River Council – Murray Darling Basin Plan - dilution flows</p> <p>That Local Government NSW calls on the NSW Government to thoroughly investigate the current requirements for the volume of dilutions flows which are held in storage, and work with other States to reduce the storage volumes of water held for future dilution flows.</p>
<p>37 Hornsby Shire Council – Sydney Water sewage system licences</p> <p>That Local Government NSW calls upon the NSW Environment Protection Authority (EPA) to improve its sewerage system licenses by applying a continuous improvement standard where periodically the levels of pollutants allowed to be discharged by sewage treatment plants and their reticulation systems is reduced over time.</p>

38 Randwick City Council – Undergrounding of power lines

That Local Government NSW attempts to bring down the prohibitive cost of undergrounding power lines by lobbying the NSW Government to amend the *Electricity Network Assets (Authorised Transactions) Act 2015* to end the monopoly that Ausgrid has as a result of the regulatory and legislative framework in undertaking these works.

39 Wagga Wagga City Council – Use of Snowy Hydro sale proceeds

That the NSW Government allocate some of the proceeds from the sale of Snowy Hydro towards the following:

- Funding towards infrastructure backlog projects that aren't aligned with grant funding opportunities to assist councils with upgrading and maintaining critical assets such as roads and bridges.
- The establishment of an engineering scholarship program to help address a shortage of qualified engineers, particularly in regional areas.

40 Albury City Council – Southern Lights Project

That Local Government NSW request that, as a matter of urgency, the NSW Government support and fund the Southern Lights Project which includes the conversion of street lighting in non-metropolitan NSW to state-of-the-art LED lighting fitted with smart control technology.

41 Tweed Shire Council – Natural disasters

That Local Government NSW:

- Requests the NSW Government to recognise the significant environmental damage caused by natural disasters, such as the March 2017 event on the Far North Coast which caused significant riverbank erosion, landslips and weed intrusion post the event, and allocates funding in addition to the National Disaster Relief and Recovery Arrangements to ensure that the natural environment is also rehabilitated to restore functioning of critical or important eco systems.
- Advocates to Federal and State Government to streamline NDRRA in order to facilitate faster payments of funding so that impacted councils can meet community expectations to recover in a reasonable time frame.

ENVIRONMENTAL POLICY

42 Board – Waste levy distribution

That the NSW Government be called upon to ensure that 100% of the levy arising from Section 88 of the *Protection of the Environment Operations Act 1997* be used for waste infrastructure and programs, predominantly by local government and the waste sector, for initiatives such as:

- Development of regional and region-specific solutions for sustainable waste management (e.g. soft plastic recycling facilities, green waste, waste to energy).
- Support innovative solutions to reduce waste and waste transport requirements.
- Protect existing and identify new waste management locations.
- Local community waste recovery and repair facilities.
- Funding a wider range of sustainability initiatives, such as; waste to energy, marketing and strategies, that promote and support a circular economy.

This issue was also raised by Blacktown City, Central Coast, Cessnock City, City of Ryde, Federation, Gwydir Shire, Hornsby Shire, Leeton Shire, and Shoalhaven Shire Councils

43 Tweed Shire Council – Recycled products and procurement

That Local Government NSW:

- i. works with the State and Commonwealth Governments to establish mandatory components of recycled products such as glass bottles and concrete.
- ii. lobbies State and Commonwealth Governments to work with local government and that all three tiers of Government adopt procurement guidelines and purchasing policies that foster market development for recycled products.

This issue was also raised by Lake Macquarie City Council

<p>44 Bayside Council – Illegal waste dumping That Local Government NSW lobbies the NSW Government to make changes to the <i>Protection of the Environment Operations Act 1997</i> to enable local government to issue fines and penalty amounts equivalent to the NSW Environment Protection Authority (EPA) for illegal dumping. The current applicable penalties/fines, set at the current rates, do <u>not</u> discourage nor prevent rogue operators from illegally dumping larger quantities of material throughout local government areas. New penalties/fines should be identical whether issued by local government or the NSW EPA.</p>
<p>45 Orange City Council – Waste management That Local Government NSW places the highest priority over the next 12 months on working with the NSW and Australian Governments to progress development of sustainable, long-term solutions to the current recycling crisis which aim to:</p> <ul style="list-style-type: none"> • give certainty to local councils; • limit the financial impact on ratepayers; and • create economically and environmentally sustainable industries based on recycling our waste in Australia.
<p>46 Lake Macquarie City Council – Reusable, recyclable or compostable packaging Call on the NSW Government to publish a plan to implement the Council of Australian Government’s target that 100% of Australian packaging be recyclable, compostable or reusable by 2025 or earlier.</p>
<p>47 Bourke Shire Council – Disposal of syringes and other sharps That the NSW Ministry of Health be asked to:-</p> <ul style="list-style-type: none"> • Reinstate the Community Sharps Program to assist in the provision of funding to purchase sharps bins/containers, signage and to assist to raise awareness of the dangers of incorrect disposal of needles and other sharps. The cost of collecting and managing sharps that are indiscriminately disposed of in towns across NSW is yet another burden that councils have to carry. • Work with sharps manufacturers and suppliers to introduce a producer responsibility approach for sharps, whereby the industry assists with the costs of managing their products.
<p>48 Coffs Harbour City Council – Landcare funding That Local Government NSW:</p> <ol style="list-style-type: none"> 1. Writes to the NSW Minister for Primary Industries and to the Federal Minister for Environment and Energy and to the Federal Minister for Agriculture and Water Resources to seek reinstatement of funding streams available for Landcare. 2. Recognises that reduction in Landcare funding represents a cost shift to councils.
<p>49 Gilgandra Shire Council – Diversion of overland water flow That Local Government NSW lobbies the NSW Government to review the impact of farming practices and soil conservation methods which are resulting in the diversion of overland water flows, creating adverse impacts on local roads and adjoining properties. Further, affected landholders should be supported by NSW Government advisory and support services to assist in addressing these impacts.</p>
<p>50 Lake Macquarie City Council – Vegetation protection That Local Government NSW calls on the NSW government to review current legislative arrangements and support available to local government for regulating vegetation in urban and environmental areas, and to consider preparing a Vegetation Act in consultation with local government to support this policy priority.</p>
<p>51 Albury City Council – Management of cats That Local Government NSW requests the NSW Government to review the provisions for cat management and control under the <i>Local Government Act 1993</i>, the <i>Companion Animals Act 1998</i> and associated Regulations including enabling councils to effectively manage the nuisance effects of cats on residents and wildlife. Further, the government look at ways of streamlining the process of animal registration. <i>This issue was also raised by Wollondilly Shire Council</i></p>

52 Randwick City Council – Electromagnetic Energy Reference Group

That Local Government NSW:

1. Notes that the Australian Radiation Protection and Nuclear Safety Agency (ARPANSA) has established an Electromagnetic Energy Reference Group (EMERG) to enable input from the community and other stakeholders on issues relating to electromagnetic energy (EME) and health.
2. Writes to ARPANSA requesting that the ARPANSA seek nominations from councils to be on the EMERG to advocate for local issues relating to EME and human health.

53 Warrumbungle Shire Council – Notification of building fires to council

That a formal written notification procedure be developed whereby emergency services are required to inform the local council authority within two days when a building fire occurs within their local government area.

54 City of Parramatta – Costs of domestic asbestos waste disposal

That:

- (i) Local Government NSW, and its member Councils, acknowledge the significant risks to the environment and human health by asbestos in all its forms, and acknowledge that these risks make asbestos and products containing it unsuitable for recycling.
- (ii) Local Government NSW and its member Councils acknowledge that the costs of removing and safely disposing of asbestos waste are prohibitive for the average resident.
- (iii) That member Councils reaffirm their support for previous motions seeking the removal of the waste levy for the disposal of asbestos containing materials.
- (iv) Further that, in acknowledgement of the risks and challenges associated with asbestos, Local Government NSW advocates to the NSW Government seeking:
 - (a) Removal of the s88 (PoEO Act) Waste Levy for domestic asbestos waste, and
 - (b) Enabling the disposal of domestic asbestos containing materials (i.e. the tipping fee – but not the costs of removal and/or transporting) free of charge, with this disposal funded/subsidised from the s88 Levy on other – non asbestos waste types.

55 Lane Cove, Hornsby Shire, and Hunters Hill Councils – Review of the 10/50 Vegetation Clearing Scheme

That Local Government NSW calls on the NSW Government to undertake a formal review of the 10/50 Vegetation Clearing Scheme including:

- i. an assessment of the effectiveness of the entitlement areas in reducing bushfire hazard to people and property;
- ii. an assessment of the impacts of the introduction of the 10/50 Vegetation Clearing Code on tree canopy cover in entitlement areas;
- iii. an appraisal of reducing the entitlement area noting the implications of reduced canopy cover; and
- iv. Any unintended/unforeseen consequences on vegetation resulting from the introduction of the scheme.

56 Cabonne Council – Right to farm

That Local Government NSW lobbies the NSW Government for legislation to ensure food security and sustainability for future generations, including introduction of legislation to protect the 'right to farm'.

This issue was also raised by Tweed Shire Council

57 Narrandera Shire Council – Biosecurity

That Local Government NSW lobbies the NSW Government for increased funding for the implementation of the *Biosecurity Act 2015* and encourage all member councils to develop and implement policies that facilitate achievement of the objectives of the Act and the Regional Strategies.

59 Board – Climate change

That the NSW Government be called upon to deliver on their climate change policy framework and develop programs with tangible outcomes to meet the aspirational long-term objectives of achieving net-zero emission by 2050 and a community more resilient to a changing climate. This includes initiatives to:

- a) Update State Environmental Planning Policies to achieve improvements in liveability and sustainability of housing to:
 - ensure developments and precincts include measures to alleviate the urban heat island effect.
 - apply higher Building Sustainability Index (BASIX) targets and include other sustainability outcomes.
 - enable innovative approaches to community and public transport.
 - improve provisions to ensure the resilience of housing stock.
- b) Provide greater support to local government for coastal management especially in areas experiencing erosion exacerbated by state and federal infrastructure e.g. airports, ports and breakwaters.
- c) Set a renewable energy target of 40% by 2025 to support investment and market confidence in renewable energy projects.
- d) Support the community and business build resilience to current and future climate risks.

This issue was also raised by Albury City, Bayside, Bellingen Shire, Orange City, Shoalhaven City, Hornsby Shire, and Wollondilly Shire Councils

SOCIAL POLICY

60 Board – Libraries

That this Conference:

- Acknowledges, following the 2017 Conference resolution, the partnership between LGNSW and NSW Public Libraries (NSWPLA) that has led to the launch of "Renew our Libraries" during Local Government Week on 1 August 2018;
- Acknowledges the positive support of local councils and their communities across NSW for Renew our Libraries and affirms our commitment to ongoing advocacy to increase NSW Government funding to Council-run public libraries;
- Expresses its disappointment and dismay that the NSW Government cut funding to public libraries in the 2018-2019 budget; and
- Calls on all political parties in the State parliament in the lead up to the State Election to commit to urgently doubling the funding to public libraries and to creating a sustainable funding model to build the libraries of the future.

This issue was also raised by Blue Mountains City, Gunnedah Shire, Lane Cove, Leeton Shire, Tamworth Regional, Warren Shire, and Wingecarribee Shire Councils

61 Lane Cove Council – Statewide library management system for all NSW councils

That Local Government NSW calls on the NSW Government to investigate development and introduction of a Statewide library management system to provide communities throughout NSW greater access to larger collections and library resources and materials.

63 Carrathool Shire Council – Resources for rural crime officers

That Local Government NSW lobbies the NSW Government to allocate more resources for increased police numbers particularly rural crime officers in Western NSW Southern Region (Murrumbidgee Police District) to address concerns over community safety, rural thefts, vandalism problems with unacceptable response times on many occasions.

This issue was also raised by Narrandera Shire Council

64 Lane Cove Council – Review of arts and cultural policy regions

That Local Government NSW calls on the NSW Government to review the impacts of the current model of grouping of local government areas into only three distinct regions in the State Government's arts and cultural policy framework and the resulting impact on associated funding priorities. The review to consider and identify:

- (i) any recommendations as to how NSW Government arts and cultural funding can be allocated to better meet and reflect the needs of local communities;
- (ii) should gaps be identified, funding levels to be increased rather than redistributed; and
- (iii) recommendations on how arts and cultural life be incorporated into liveability indicators in place-making and local strategic planning with appropriate Government funding to better support local and district based arts and cultural infrastructure and initiatives. Also how to enhance seeding grants to energise the creative sector at the local level to deliver social and economic benefits.

65 Lane Cove Council – Housing for seniors or people with a disability SEPP

That Local Government NSW calls on the NSW Government to review the Housing for Seniors or People with a Disability SEPP which is now 14 years old, in particular to remove inconsistencies with other planning instruments, definitions and requirements as follows:

- Zoning and site compatibility requirements for locating the developments.
- The definition of what is included in the calculation of Gross Floor Area, which is inconsistent with the standard instrument Local Environmental Plan.
- The need for design and amenity standards consistent with the Apartment Design Guide.
- The operation and ownership of the Affordable Housing Bonus component.

66 Wagga Wagga City Council – Adult lift and change facilities

That Local Government NSW lobbies the NSW Government to consider providing lift and change facilities at roadside rest stops at regular intervals along the major highways (under Roads and Maritime Services responsibility).

67 Hay Shire Council – Health in rural areas

That Local Government NSW calls for the NSW Minister for Health to:

1. Urgently form a joint task force representing local, State and Federal spheres of government, to formulate model financial packages for the engagement of doctors in rural towns, and contribute to those financial packages.
2. Advocate to the Federal Health Minister to ensure that safeguards are in place to prevent GP practices from appropriating patients' medical records and making a profit out of transferring them to incoming practitioners, and to advise councils on best practice legal agreements to secure the services needed and secure the patients' records. A similar motion was passed by a large majority by the National General Assembly calling on the Federal Health Minister.

This issue was also raised by Gunnedah Shire Council

68 Willoughby City Council – Support the Uluru Statement

That Local Government NSW:

1. Acknowledges the significance of the Statement of the Heart as an important piece of political writing and gathering of our First Nations' Peoples. The elements of the Statement included a First Nations Voice to speak to Parliament, the establishment of a Makarrata Commission which would oversee truth telling and lay the foundation for a Treaty between Federal and State Governments and First Nation people.
2. Reviews its Aboriginal Affairs policy positions in consultation with its members upon release of the Parliament Joint Select Committee on Constitutional Recognition relating to Aboriginal and Torres Strait Islander Peoples final report due 29 November 2018.

This issue was also raised by the City of Ryde

69 City of Ryde – Employment opportunities for persons of ATSI backgrounds

That this Conference advocates to the Premier of NSW, the Hon. Gladys Berejiklian MP and the Minister for Aboriginal Affairs, the Hon. Sarah Mitchell MLC to amend Section 345 of the *Local Government Act 1993*, relating to the 'Preparation and Implementation of EEO Management Plans', to include an additional subclause as follows:

- An Equal Employment Opportunity Management Plan is to include provisions for targeted programs to increase the employment opportunities for persons of Aboriginal or Torres Strait Islander backgrounds.

70 Mosman Council – Permanently flying the Indigenous Flag on Sydney Harbour Bridge

That Local Government NSW calls on the NSW Government to support the implementation of a protocol for the permanent flying of the Indigenous Flag, alongside the Australian Flag and the NSW State Flag, from Sydney Harbour Bridge.

71 Wagga Wagga City Council – Native title claim

That the NSW Government:

- Review its decision to pass on responsibility for payment of damages in addition to compensation where a native title claim is determined in favour of a native title interest.
- Fund the adequate funding of training for council staff in the *Native Title Act 1993*.

72 City of Sydney – Housing affordability

That Local Government NSW notes:

- a. there is a crisis of housing affordability in NSW, creating unique challenges for both regional and urban areas; and
- b. local government has a key role to play in the easing of this crisis, and in supporting the creation of affordable housing.

That Local Government NSW resolves:

- c. to support the development of affordable housing targets of 25% on government owned land, and the establishment within 12 months of an effective mechanism of inclusionary zoning for privately developed land that responds to local need and context;
- d. to lobby the NSW Government on the issue of affordable housing, expressing the above view; and
- e. to develop strategies to support local councils in NSW in increasing affordable housing in their local government areas.

This issue was also raised by North Sydney Council

73 Griffith City Council – Affordable housing and homelessness

That Local Government NSW endorses the 'Everybody's Home Campaign' to end homelessness and provide affordable housing for all Australians.

This issue was also raised by Tweed Shire and Shoalhaven City Councils

74 Bega Valley Shire Council – Youth crisis accommodation

That Local Government NSW lobbies the Departments of Health and Housing to establish a fund for youth crisis accommodation, prioritising local government areas currently lacking any appropriate facilities to alleviate this crisis.

75 Bega Valley Shire Council – Stronger Country Communities Fund

That Local Government NSW requests the Premier and Deputy Premier to commit to the continuation of the very successful Stronger Country Communities Fund as an ongoing funding program with an equitable per capita funding calculation.

INDUSTRIAL RELATIONS AND EMPLOYMENT POLICY

76 City of Canterbury Bankstown – Full-time Councillors

That this Conference calls upon the NSW Government to investigate options for full-time councillors in NSW.

77 Byron Shire Council – Councillor remuneration and superannuation

That Local Government NSW:

1. Continues to make submissions to the Local Government Remuneration Tribunal (NSW) during the Tribunal’s annual review of the fees payable to councillors and mayors seeking the maximum permissible remuneration increases whilst the NSW Public Sector Wages Policy applies to such increases.
2. Lobbies the NSW Government to repeal Section 242A of the *Local Government Act 1993* (NSW) so that the Local Government Remuneration Tribunal is able to determine fair and reasonable fees for councillors, deputy mayors and mayors, unfettered by the Public Sector Wages Policy.
3. Lobbies the NSW Government to amend Section 241 of the *Local Government Act 1993* (NSW) to remove reference to “maximum and minimum” amounts of fees payable to councillors and mayors, so that the Local Government Remuneration Tribunal determines the actual annual remuneration to be paid to councillors and mayors.
4. Lobbies the NSW Government to amend Section 240(1) of the *Local Government Act 1993* (NSW) to include councils’ “financial position and/or performance” as an additional criteria that the Local Government Remuneration Tribunal (NSW) is required to have regard to when determining categories for councils and mayoral offices.
5. Lobbies the NSW Government to amend the *Local Government Act 1993* (NSW) to include provisions similar to those in Section 226 of the *Local Government Act 2009* (QLD) requiring compulsory superannuation for councillors and mayors at the rate equivalent to the rate set out in the *Superannuation Guarantee (Administration) Act 1992* (Cth).

This issue was also raised by Bega Valley Shire, Bellingen Shire, Maitland City, Murray River, and Tweed Shire Councils

78 Bourke Shire Council – Employment initiatives

That the Association lobbies the NSW Government to develop a range of incentives that will encourage experienced and qualified staff from all departments and from all disciplines to seek employment opportunities in Western NSW.

80 Bega Valley Shire Council – Extension of WHS protections to councillors

1. That Local Government NSW lobbies the Minister for Local Government and Office of Local Government (OLG) to:
 - a) Fund the development and implementation of training for all councillors on their obligations under the work, health and safety legislation;
 - b) Amend the Code of Conduct to expressly provide that a failure by a council official to comply with the work, health and safety legislation may constitute a breach of the Model Code of Conduct.
2. That Local Government NSW lobby the Treasurer and Minister for Industrial Relations to amend Section 230 of the *Work, Health and Safety Act 2011* to provide that an industrial organisation of employers and/or an employer may commence proceedings for breaches of the *Work, Health and Safety Act 2011*.

GOVERNANCE/CIVIC LEADERSHIP POLICY

82 Uralla Shire Council – Funding for webcasting infrastructure

That Local Government NSW lobbies the NSW Government to provide assistance to NSW councils to assist with the implementation of webcast infrastructure and technology for council meetings, if this remains a mandatory provision for all councils in the new Model Code of Meeting Practice.

83 City of Parramatta – Webcasting of Local Planning Panel meetings

That Local Government NSW advocates that the NSW Government make the webcasting of Local Planning Panels (LPPs) mandatory for all councils in Greater Sydney and Wollongong at the cost of the NSW Government, in line with the Office of Local Government’s draft Model Code of Meeting Practice requiring the webcasting of all meetings of the council and committees of the council.

<p>84 Gunnedah Shire Council – Duration of pre-polling That Local Government NSW petitions the NSW Government to change the <i>Local Government (General) Regulation 2005</i> to shorten the pre-poll voting period to the period including the Saturday to Friday of the week before Election Day.</p>
<p>86 Dubbo Regional Council – Review of ward requirements That:</p> <ul style="list-style-type: none"> • LGNSW lobbies NSW Government to work with forcibly merged rural and regional councils to develop a model that would allow: <ul style="list-style-type: none"> a) Newly merged councils with ward systems to move away from their forced election system of wards and return to their previous election system of a single council area; and b) All merged councils, regardless of their electoral model, to ensure democratic representation from the smaller merged council partner based on their population as part of the new council area. <p>The model should allow a democratic representation from the smaller merged council partner based on their population as part of the new council area.</p> • The model developed be returned to the next LGNSW Conference for debate and adoption.
<p>87 Mosman Council – Use of word ‘independent’ in local government elections The <i>Local Government Act 1993</i> be amended to ensure that councillors and candidates who are members of a registered political party, or have been a member of a registered political party during any part of the 12 months prior to seeking council election/re-election, be prohibited from using the word 'Independent' beside their name on the ballot paper and on all election advertising materials.</p>
<p>88 Riverina Water County Council – Term of the chair for county councils That Local Government NSW makes representations to the NSW Government to amend Section 391(2) of the <i>Local Government Act 1993</i> so as to read "the chairperson may hold office for two years subject to this Act".</p>
<p>91 Bega Valley Shire Council – OLG and Crown Lands resourcing levels That Local Government NSW urgently requests the Minister for Local Government, Minister for Planning and the Minister for Lands to increase staffing levels to support councils deliver required services.</p>
<p>92 Blue Mountains City Council – Redrafting Part 7 s438(l) of the LG Act That this Conference calls on the NSW Government to re draft Part 7 s438(l) of the <i>Local Government Act 1993</i> to limit the power of the Minister for Local Government to suspend or dismiss democratically elected councils in all but the most extraordinary circumstances.</p>
<p>93 City of Canterbury Bankstown – Flexible procurement That this Conference calls upon the NSW Government to undertake a review of the Local Government Act, Regulation and procurement guidelines to provide councils with a flexible framework for unsolicited proposals and to remove barriers to embracing innovation in procuring goods and services.</p>
<p>94 Orange City Council – Council enforcement action That Local Government NSW requests the NSW Government to investigate all available options to make it easier and less expensive for local councils to take enforcement action and apply sanctions to landowners and developers responsible for intentional, serious and/or continued breaches of planning law.</p>
<p>95 Randwick City Council – Call for review of Land Acquisition Act That Local Government NSW calls on the NSW Government to conduct an immediate review into the Just Terms Compensation legislation, with public hearings to allow for full and effective contributions from interested parties, in accordance with Recommendation 20 of the Review of the NSW Land Acquisition Framework by David Russell SC, known as The Russell Review.</p>

96 Carrathool Shire Council – Joint Organisations - ongoing funding

That Local Government NSW lobbies the NSW Government to allocate ongoing funds to ensure the financial viability of Joint Organisations (JOs) and support JOs being effective tools for regional areas.
This issue was also raised by Lake Macquarie City and Tamworth Regional Councils

97 Lane Cove Council – Forced council amalgamations

That Local Government NSW:

- gives solidarity with the people of Tumbarumba and Gundagai as they seek to demerge from their forceably amalgamated councils and similarly supports any other communities that seek to demerge from a forceably amalgamated council
- lobbies for a change to the Local Government Act to prevent the forced amalgamation of councils or significant boundary alteration without the support of a plebiscite.

98 Board – Superannuation

That:

1. Local Government NSW expresses concern to LGSS Pty Ltd, trading as Local Government Super (“LGS”) at the ongoing funding request for additional employer superannuation contributions from employers in relation to employees belonging to the Retirement Scheme (Schedule 2 of the LGSS Trust Deed) and Defined Benefit Scheme (Schedule 4 of the LGSS Trust Deed);
2. Local Government NSW requests that LGSS Pty Ltd, trading as Local Government Super (“LGS”), undertake an independent review of the investment strategy for LGS’ Retirement Scheme (Schedule 2 of the LGS Trust Deed) and Defined Benefit Scheme (Schedule 4 of the LGS Trust Deed) to give confidence to stakeholders that the returns on superannuation funds are reasonable;
3. Local Government NSW requests that LGSS Pty Ltd, trading as Local Government Super (“LGS”), cease requiring additional employer superannuation contributions from employers in relation to employees belonging to the Retirement Scheme (Schedule 2 of the LGSS Trust Deed) and Defined Benefit Scheme (Schedule 4 of the LGSS Trust Deed) as soon as the liabilities and asset of those schemes are deemed to be fully vested and comply with the minimum acceptable risk level requirements set by the Australian Prudential Regulation Authority (APRA); and
4. Recommendations by Local Government NSW to LGSS Pty Ltd concerning the appointment of Directors onto the Board of LGSS be based on merit, whereby the person(s) selected have the greatest merit determined according to:
 - a. The nature of the duties of the position; and
 - b. The abilities, qualifications, and experience of those persons.

99 Lane Cove Council – LGNSW Annual Report - additional details

That Local Government NSW includes in its annual report the following additional information:

Controlled Entities

Entities that are controlled to have a copy of their respective Profit and Loss and Balance Sheet either included into the notes or added as an attachment;

- Local Government Procurement Partnership
- Local Government Procurement Pty Ltd
- LGP (LGA NSW) Pty Ltd
- LGP (SA NSW) Pty Ltd
- LGP (LGA NSW) Trust
- LGP (SA NSW) Trust
- Other related entities

Remuneration

Total Remuneration of all board members including their appointment to external Boards Related Party Disclosure. Notwithstanding the elimination entries on consolidation, a table detailing transactions between related entities that include, loans, distributions, management fees, and other material transactions over \$15,000.

Appointments to External Boards

Table indicating the names of Councillors appointed to external Boards (LGSS Pty Ltd and StateCover Mutual Limited), their term and remuneration.

100 Albury City Council – Solar bulk buy

That Local Government NSW seeks an amendment to the *Local Government Act 1993* (NSW) that will enable local councils to apply a voluntary Special Charge Scheme (opt in system) to council rates to fund environmental programs such as solar photovoltaic (PV) bulk buy programs.