

## **LONDON BOROUGH OF LEWISHAM**

MINUTES of that part of the meeting of the MAYOR AND CABINET, which was open to the press and public, held on WEDNESDAY, 14 JULY 2010 at LEWISHAM TOWN HALL, CATFORD, SE6 4RU at 6.00 p.m.

### **Present**

The Mayor (Sir Steve Bullock)(Chair); Councillor Smith (Vice-Chair), Councillors Best, Egan, Klier, Maslin, Millbank, Onuegbu, and Wise.

Apologies for absence were received from Councillor Fitzsimmons.

### **Also Present**

Councillors Feakes, Fletcher and Maines.

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#### **Action**

1. **Declarations of Interests** (page

Councillor Crada Onuegbu declared a personal and prejudicial interest in Items 14 and 106 as a directly involved tenant and withdrew from the meeting during consideration of these items.

The Mayor declared a personal and prejudicial interest in Items 9 and 15 as an affected property holder and withdrew from the meeting during consideration of these items. In his absence the meeting was chaired by Councillor Smith and decisions were taken collectively.

2. **Minutes** (page

RESOLVED that the minutes of that part of the meeting of the Mayor and Cabinet, which was open to the press and public held on June 23 2010, be confirmed and signed.

3. **Outstanding References to Select Committees** (page

The Mayor received a report on issues which he had previously considered that awaited the responses he had requested from Directorates.

RESOLVED that the report be received.

4. **Report back on Items raised by the Overview and Scrutiny Business Panel** (page

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No matters had been raised.

5. In Year Government Funding Reductions for 2010/11 (page

The report was introduced by Councillor Paul Maslin, the Cabinet Member for Resources. The Mayor expressed his unhappiness at being forced to consider these reductions arising from the withdrawal of funding by the Government. He considered each proposed reduction individually, made the modifications shown below and called for a further report to be made to him in September on the £537,000 that still needed to be found.

The Mayor was addressed by Councillor Feakes, the Chair of the Public Accounts Select Committee who tabled a report outlining the views of his Select Committee on the reductions. The Mayor advised him that with some slight modifications, as reflected in the decisions shown below, he was largely in agreement with the Select Committees views.

RESOLVED that

(i) the reductions to be made against uncommitted Area Based Grant (ABG), Local Authority Business Growth Incentive (LABGI) scheme and recently un-ringfenced grants for 2010/11, as summarised be noted;

(ii) having considered savings to be made from ABG, LABGI and the un-ringfenced grants the following determinations be made:

ED Resources/  
ED CYP  
ED Community  
ED Regen

CYP 30 not taken

CYP 31-33 accepted

CYP 34 not taken

CYP 35 only sub section on C.A.M.S. to be taken

CYP 36 accepted

CYP 37a/37c/37g/37h not taken, others accepted

CYP 38 accepted

CYP39-40 not taken

CYP 41 accepted

CYP 42 – the £7,000 (agency staff), £105,000 (contract renegotiation) £88,00 (volunteer programme and Summer University).

CYP 43 - £70,000 accepted

CYP 44a accepted

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CYP 44b not taken  
CYP 44c - £36,000 accepted  
CYP 44d to 44j accepted  
CYP 45 not taken  
CYP 46 – £16,000 accepted  
CYP 47 accepted  
CYP 48 - £44,700 accepted  
CYP 49 - £48,000 taken  
CYP 50 accepted  
CYP 51 not taken  
CYP 53 accepted  
CYP 54 not taken  
CYP 52 accepted  
Specific DfE Grants now un-ringfenced – all accepted  
COM 60-63 accepted  
WNF70a accepted  
WNF70b not taken  
WNF70c- WNF 70h accepted  
REG 80 accepted  
LAGBI accepted;

(iii) savings of £2,758,000 be accepted and officers be instructed to work up proposals to be considered in September for further reductions totalling £537,000 to meet the £3,295,000 total; and

ED Resources

(iv) all available options including further efficiency savings and the use of Corporate Working Balances be considered on a once-off basis to underwrite the development of further grant reductions as required.

ED Resources

6. Financial Survey and Revenue Savings Options 2011/14 (page

The report was introduced by Councillor Paul Maslin, the Cabinet Member for Resources and by the Head of Corporate Resources who outlined a notional 3 year programme of savings of £20m, £30m and then £10m in the last year. The Mayor was next addressed by Councillor Feakes, the Chair of the Public Accounts Select Committee who tabled a report outlining the views of his Select Committee. He was reminded by the Mayor that none of the savings listed were being proposed for immediate implementation and that when decisions were to be taken, this would be done by the Council as a whole.

In response to a representation made by Councillor Best, the

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Mayor indicated he was asking for work to be done not only on the potential impact on individuals but also around the possible cumulative impact.

Mr Shields on behalf of the Blackheath Society stated his members regarded the local library as a front line service and he asked that the promised consultation should be genuine, open, full and thorough.

Susannah Perry, a Blackheath resident, asked that her local library be saved as it represented a valuable resource offering opportunities to all. She said she wished to be convinced that the consultation would be genuine and recognising that reductions in services in her locality were inevitable, she suggested that Christmas Lights and the Blackheath Fireworks could be axed.

In response the Mayor called for a full public debate on the proposed cuts given their scale and he said he was open to alternatives whenever and from wherever they emerged. He received a briefing from Councillor Egan on the various consultation mechanisms which would be used.

The Mayor concluded by saying nothing should be ruled out at this stage, hence there were many proposals which appeared to be unpalatable. He promised he would go into the debate and consultation with an open mind and when the results were known across all areas a difficult balancing act would take place and conclusions would only then be reached.

RESOLVED that

(i) the Financial Survey 2011/14 be endorsed;

(ii) officers be instructed to develop and consult on Phase 1 options and report back with final proposals in November 2010;

(iii) officers be instructed to develop Phase 2 proposals as detailed in Appendix 2 with a view to reporting back in November 2010 for a decision on whether to consult or implement these options as appropriate;

(iv) officers be instructed to research the implications of increasing fees and charges across a wide range of services as highlighted in section 15, and authorised them to consult

ED Resources

ED Resources

ED Resources

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as may be necessary in so doing in order that detailed proposals can be brought forward for consideration alongside other budget;

(v) the projected under-programming of £169k on the Capital Programme by the end of 2012/13 be noted;

ED Resources

(vi) officers be instructed to develop HRA saving proposals in line with the savings requirement stated with a view to reporting back in November 2010 and consulting with tenants in December 2010.

ED Resources

7 Local Development Framework: Revised Local Development Scheme (Version 5) (page

RESOLVED That

(i) the revised content and timetable of the LDS be approved and submitted to the Mayor of London and Secretary of State for assessment and approval;

ED Regen

(ii) following the statutory referral period to recommend to the Council the adoption of the revised Local Development Scheme and its placement on the Lewisham website;

ED Regen

(iii) ongoing corporate budget support be approved to fund the essential background documents, area action plans, policy documents and work to bring forward and assess key planning applications which deliver the Council's objectives for regeneration.

ED Regen

8 Local Development Framework: Core Strategy Submission Version (page

RESOLVED That

(i) the Core Strategy Submission Version (with amendments) be approved and the accompanying Sustainability Appraisal, and the Executive Director for Regeneration be authorized to submit the approved documents

ED Regen

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to the Secretary of State, with supporting documentation, to undertake an Examination In Public into its soundness, and recommend that the full Council do the same; and

(ii) the Executive Director for Regeneration be authorized to make any minor changes to the text and format of the documents prior to consideration by full Council.

ED Regen

9 Local Development Framework – Site Allocations Further Options (page

Councillor Smith chaired a collective discussion and decision on this item in the absence of the Mayor.

RESOLVED That

(i) the Site Allocations Further Options Report and the accompanying Sustainability Appraisal be approved for statutory public consultation in accordance with the Statement of Community Involvement, and recommend that the full Council do the same; and

ED Regen

(ii) power to make any minor changes to the text and format of the documents prior to consideration by the full Council be delegated to the Executive Director for Regeneration.

ED Regen

10 Management Report – May 2010 (page

RESOLVED That the Management Report be noted.

11 Review of appointment criteria for LA governors (page

RESOLVED That the Local Authority's criteria be reviewed to reflect the following:

You are eligible to be appointed as an LA governor

ED CYP

-if you are member of the public (over 18 years of age)

-if you are an employee of Lewisham council

-if you are a member of one of Lewisham's

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partnership organisation

-if you are nominated by a political party

-if you are not disqualified by the provisions of the School Governance (Constitution) (England) Regulations or any amending or replacement Regulations.

All candidates for appointment must submit an application form.

12. Appointment of Local Authority Governors (page

RESOLVED

that that the following persons be appointed as school governors for the schools shown:

ED CYP

Mrs Monique Leslie	Adamsrill
Mr Terry Scott	Addey & Stanhope
Mrs Janet Willis	All Saints
Mr Kehinde Sunmola	Deptford Green
Ms Heather McGuinness	Deptford Green
Cllr Julia Fletcher	Downderry
Mrs Jacqueline Paschoud	Holy Trinity
Miss Nicole Stephenson	John Ball
Mr Ken Brown	Lewisham Bridge
Ms Tracey Sage	Lewisham Bridge
Ms Marlene Edwin	Lewisham Bridge
Mrs Barbara Smith	Lucas Vale
Mr Brian Lymbery	Lucas Vale
Mrs Jacqueline Paschoud	Meadowgate

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Mr Principe Jaja Thomassi	Pendragon
Mrs Rachael Canegan	Pendragon
Mr Mark Morris	Rangefield
Ms Susan Browne	Rathfern
Ms Carole Berry	Sandhurst Junior
Mr Ian Jerome	Sedgehill
Mr Stevan Healy	Sedgehill
Mrs Yvonne Frazer-Brown	St Augustine's
Mr Kevin Jeffrey	St Mary's
Mr John Itsagwede	St Stephens
Mrs Maureen Swift	St William of York
Cllr Alex Feakes	Sydenham
Mrs Ann Fahey	Sydenham
Ms Corinne Gray	Sydenham
Cllr Ami Ibitson	Tidemill
Dr Juliana Onwumere	Tidemill
Mr Carl Handley	Watergate
Ms Alyson McGarrigle	The Brindishe Federation
Mr Spyros Elia	The Brindishe Federation
Ms Jackie Stirling	The Brindishe Federation



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- 13      Street Drinking (page  
The Head of Crime Reduction and Supporting People provided an assurance that this was not an absolute ban but rather gave a discretion to the Police to combat harassment and anti-social behaviour.
- RESOLVED      that
- (i) outreach services and engagement with street drinkers be continued;      ED Community
  - (ii) the stepping up enforcement against breaches in alcohol sales through licensing be continued;      ED Community
  - (iii) an all borough drinking control zone be implemented for 6 months and impact reviewed on the understanding this is not a borough wide ban on drinking in public places, but a toll that can assist in tackling problematic street drinking linked to anti social behaviour; and      ED Community
  - (iv) areas be identified within the borough that could be deemed as designated drinking areas to support the drinkers and provide them with their own space.      ED Community
14.      Forest Hill, Rushey Green and Catford South- Decent Homes through stock transfer: Report on final transfer terms (page
- RESOLVED      that
- (i) the absence of responses to the notices published in the local press of the Council's intention to dispose of the areas of open space referred to be noted and agreed to the said areas being included in the land to be transferred to L&Q;      ED Customer
  - (ii) the final terms of transfer for Chrysalis as they set out be approved;      ED Customer
  - (iii) subject to obtaining Council approval, officers will seek to obtain Secretary of State's consent for disposal of land under Section 32 of the Housing Act 1985 for the transfer of the land shown on the maps to L&Q; and      ED Customer

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(iv) authority be delegated to the Executive Director for Customer Services and Executive Director for Resources in consultation with the Head of Legal Services, to conclude all other negotiations with L&Q and to finalise the legal documentation in connection with the transfer.

ED Customer  
ED Resources  
Head of Law

15 Forest Hill Conservation Area Review (page

Councillor Smith chaired a collective discussion and decision on this item in the absence of the Mayor.

RESOLVED that

(i) the Forest Hill Conservation Area be extended;

ED Regen

(ii) the amendment to the Sydenham Park Conservation Area be adopted to take into account the extensions to the Forest Hill Conservation Area;

ED Regen

(iii) the conservation area appraisal be adopted:

ED Regen

(iv) the proposed buildings for inclusion on the Council's List of Local Interest Buildings be adopted; and

ED Regen

(v) the making of an Article 4(2) Direction to the area as shown be approved.

ED Regen

16 Catford Town Centre – Update (page

Councillors Smith, Klier and Wise all praised the progress that was being made and looked forward to an eventual outcome that would regenerate the centre of Catford.

RESOLVED that the recommendations for further action, as summarised in minute 102 below, be considered during the closed part of the meeting.

ED Regen

17 Response to matters referred by the Sustainable Development Select Committee – Markets Review (page

The Head of Trading Standards confirmed the waste audit had

<u>Minute No.</u>		<u>Action</u>
	taken place and figures were being collated.	
	RESOLVED that the responses shown be reported to the Sustainable Development Select Committee and the Licensing Supplementary Committee	ED Resources
18	<u>Response to Whitefoot Ward Issues Around Bulky Refuse</u> (page	
	RESOLVED that the response be reported to the Whitefoot Ward Assembly.	ED Resources
19	<u>Early Years – Charging of Fees</u> (page	
	RESOLVED that a standard charging policy be adopted set at £4.50 to link with the basic rate of funding received by each school.	ED CYP
20	<u>The Use of the Leahurst Road site for Primary Mainstream Educational Provision</u> (page	
	RESOLVED that	
	(i) the confidential financial implications be accepted;	ED CYP
	(ii) the decision made at the Mayor and Cabinet meeting of 3 October 2007 be revoked namely that, subject to further consultation, Brent Knoll should be re-located within the BSF programme to the Leahurst Road site; and that, pending a future report to the Mayor on its possible re-location when there is greater clarity on alternative site availability and funding, Brent Knoll should remain at its present site offering 5-16 SEN education;	ED CYP
	(iii) at the earliest from September 2011, Leahurst Road should become the site for 2fe primary mainstream educational provision with the addition of a 16 pupil SEN resource base, subject to feasibility, the availability of sufficient financial resources for its refurbishment and compliance with the necessary statutory requirements on school organisation. A further report will be submitted to the Mayor on how this might best be taken forward;	ED CYP
	(iv) primary provision at Brent Knoll be retained, and in so doing modify the Mayor's decision	ED CYP

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made at the Mayor and Cabinet meeting of 3 October 2007 on the recommendation in the report Strengthening Specialist Provision for Children with Special Educational Needs to delay the phasing out of the primary provision at Brent Knoll until sufficient primary resource base places are available; and

(v) a future report on post-16 SEN provision be produced which includes the feasibility of 16-19 provision at Brent Knoll.

ED CYP

21 Exclusion of the Press and Public (page

RESOLVED that under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 3, 4 and 5 of Part 1 of Schedule 12(A) of the Act, as amended by the Local Authorities (Executive Arrangements) (Access to information) (Amendments) (England) Regulations 2006 and the public interest in maintaining the exemption outweighs the public interest in disclosing the information:

The following is a summary of the items considered in the closed part of the meeting:

101 Minutes

The Mayor agreed the confidential minutes of the meeting held on 2010.

102 Catford Town Centre – Update (page

RESOLVED that:

(i) the progress made by Catford Regeneration Partnership Limited (CRPL) in managing the Catford Centre since the acquisition in February be noted and agreed that a business plan be presented to full Council in autumn 2010 for approval;

ED Regen

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(ii) the proposed initial regeneration delivery strategy for Phase 1 be approved with options for future phases to be reported back to Mayor & Cabinet for approval at the appropriate time, and options for the decant of Milford Towers to be reported back to Mayor & Cabinet for consideration in autumn 2010;

ED Regen

(iii) authority to negotiate heads of terms regarding a redevelopment be delegated to the Executive Director for Resources, in consultation with the Director of Programme Management and Property and the Head of Law, with proposed heads of terms to be reported back to Mayor & Cabinet for approval in autumn 2010;

ED Regen  
ED Resources  
Head of Law

(iv) the planning strategy options be considered and officers authorised to develop options further as proposals for the redevelopment progress; and

ED Regen

(v) the wider proposals to consult stakeholders on the future of Catford town centre be approved in line with the initial regeneration delivery strategy, and noted that a stakeholder group will be established and a chair nominated in due course.

ED Regen

103 Lewisham Gateway – revised legal terms (page

RESOLVED that:

(i) the development agreement and landowners agreement be amended;

(ii) authority be delegated to the Executive Director for Resources, in consultation with the Head of Asset Strategy and Development and the Head of Law, to negotiate and agree the final terms of the amended development agreement and landowners agreement.

ED Regen  
ED Resources  
Head of Law

104 ParkSport (page

RESOLVED that:

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(i) the ParkSport project with Envirowork Lewisham at Hillyfields and Mayow Park be approved;

ED Customer

(ii) the absence of responses to the notices published in the local press of the Council's intention to grant the leases of Envirowork Lewisham in connection with the ParkSport project be noted ;

(iii) the Council holds Mayow Park on a charitable trust to be used as a "Recreation Ground for the public benefit of the inhabitants of Sydenham and Forest Hill";

ED Customer

(iv) acting on behalf of the Council in its capacity as corporate trustee in principle a lease be granted for a term of 45 years for the depot area and community garden at Mayow Park together with ancillary depot buildings to Envirowork Lewisham for the purposes of the ParkSport project on the proposed terms with the final agreed terms to be reported back to the Mayor for approval together with a written report in the prescribed format from an independent qualified surveyor for consideration by the Mayor prior to a final decision being made that the proposed terms are the best that can reasonably be obtained in the circumstances for the disposal;

ED Customer

(v) acting on behalf of the Council in its capacity as corporate trustee in principle a lease be granted for a term of 45 years for the Pavilion building and public toilets at Mayow Park to Envirowork Lewisham for the purposes of the ParkSport project on the proposed terms, with the final agreed terms to be reported back to the Mayor for approval together with a written report in the prescribed format from an independent qualified surveyor for consideration by the Mayor prior to a final decision being made that the proposed terms are the best that can reasonably be obtained in the circumstances for the disposal;

ED Customer

(vi) in principle to grant a lease for a term of 45 years for the depot compound areas and

ED Customer

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ancillary buildings at Hilly Fields to Envirowork Lewisham for the purposes of the ParkSport Project on the proposed terms with the final agreed terms to be reported back to the Mayor for approval;

(vii) in principle to enter into a Management Agreement with Envirowork Lewisham for the day to day operation of the ParkSport project at Hillyfields on the proposed terms with the final agreed terms to be reported back to the Mayor for approval;

ED Customer

(viii) acting in his capacity as corporate trustee in principle to enter into a Management Agreement with Envirowork Lewisham for the day to day operation of the ParkSport project at Mayow Park on the proposed terms with the final agreed terms to be reported back to the Mayor for approval;

ED Customer

(ix) to accept the offer of Grant from the English Cricket Board in the sum stated to fund the construction of the Cricket Squares at Mayow Park and Hillyfields;

ED Customer

(x) the Council will act as the Accountable Body on behalf of Envirowork Lewisham to manage the grant from the London Marathon Trust in the sum stated towards the cost of constructing the cricket squares at Mayow Park and Hilly Fields; subject to confirmation being received from the London Marathon Trust that the Council will be able to access the funding to complete the project should Envirowork Lewisham not be able to fulfil its obligations; and

ED Customer

(xi) subject to Mayor and Cabinet (Contracts) agreeing an award of contract to a specialist grounds contractor for the construction of the cricket squares at both parks, notes that the works need to commence by July 2010 if the cricket squares are to be available for use by April 2011 and agrees to proceed with the carrying out of the works in advance of the management and leasing arrangements with Envirowork Lewisham being finalised on the

ED Customer

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basis of the fall back arrangements set out.

105

The Use of the Leahurst Road site for primary mainstream educational provision (page

RESOLVED that the financial implications set out in this report be considered in the context of minute 20 in the open part of the agenda.

ED CYP

106

Forest Hill, Rushey Green and Catford South- Decent Homes through stock transfer: Report on final transfer terms (page

RESOLVED that the position regarding the capital receipt for the transfer be noted and to authority be delegated to the Executive Director for Resources, in consultation with the Executive Director for Customer Services and the Head of Law, to conclude the negotiations with L&Q on Category D freeholders and agree any necessary reduction of the capital receipt required in this respect.

ED Resources  
ED Customer  
Head of Law

The meeting ended at 7.46pm.

Chair