



AGENDA

MAYOR AND CABINET (CONTRACTS)

Date: WEDNESDAY, 6 DECEMBER 2017 at 5.50 pm

**Committee Rooms 1 & 2
Civic Suite
Lewisham Town Hall
London SE6 4RU**

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MEMBERS

Sir Steve Bullock	Mayor	L
Councillor Alan Smith	Deputy Mayor - Growth & Regeneration	L
Councillor Chris Best	Health, Well-Being and Older People	L
Councillor Kevin Bonavia	Resources	L
Councillor Janet Daby	Community Safety	L
Councillor Joe Dromey	Policy and Performance	L
Councillor Damien Egan	Housing	L
Councillor Paul Maslin	Children & Young People	L
Councillor Joan Millbank	Third Sector and Community	L
Councillor Rachel Onikosi	Public Realm	L

Members are summoned to attend this meeting

**Janet Senior
Acting Chief Executive
Lewisham Town Hall
Catford
London SE6 4RU
Date: Tuesday, 05 December 2017**



INVESTOR IN PEOPLE

The public are welcome to attend our committee meetings, however occasionally committees may have to consider some business in private. Copies of reports can be made available in additional formats on request.

ORDER OF BUSINESS – PART 1 AGENDA

Item No		Page No.s
1.	Declaration of Interests	1 - 4
2.	Minutes	5 - 7
3.	Matters Raised by Scrutiny and other Constitutional Bodies	8 - 9
4.	Exclusion of Press and Public	10
5.	Drug & Alcohol Service - (PCRS) Contract Extension	11 - 19
6.	Homecare contract extension	20 - 35



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MAYOR & CABINET (CONTRACTS)		
Report Title	Declarations of Interests	
Key Decision	No	Item No. 1
Ward	n/a	
Contributors	Chief Executive	
Class	Part 1	Date: December 6 2017

Declaration of interests

Members are asked to declare any personal interest they have in any item on the agenda.

1 Personal interests

There are three types of personal interest referred to in the Council's Member Code of Conduct :-

- (1) Disclosable pecuniary interests
- (2) Other registerable interests
- (3) Non-registerable interests

2 Disclosable pecuniary interests are defined by regulation as:-

- (a) Employment, trade, profession or vocation of a relevant person* for profit or gain
- (b) Sponsorship –payment or provision of any other financial benefit (other than by the Council) within the 12 months prior to giving notice for inclusion in the register in respect of expenses incurred by you in carrying out duties as a member or towards your election expenses (including payment or financial benefit from a Trade Union).
- (c) Undischarged contracts between a relevant person* (or a firm in which they are a partner or a body corporate in which they are a director, or in the securities of which they have a beneficial interest) and the Council for goods, services or works.
- (d) Beneficial interests in land in the borough.

- (e) Licence to occupy land in the borough for one month or more.
- (f) Corporate tenancies – any tenancy, where to the member’s knowledge, the Council is landlord and the tenant is a firm in which the relevant person* is a partner, a body corporate in which they are a director, or in the securities of which they have a beneficial interest.
- (g) Beneficial interest in securities of a body where:-
 - (a) that body to the member’s knowledge has a place of business or land in the borough; and
 - (b) either
 - (i) the total nominal value of the securities exceeds £25,000 or 1/100 of the total issued share capital of that body; or
 - (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person* has a beneficial interest exceeds 1/100 of the total issued share capital of that class.

*A relevant person is the member, their spouse or civil partner, or a person with whom they live as spouse or civil partner.

(3) Other registerable interests

The Lewisham Member Code of Conduct requires members also to register the following interests:-

- (a) Membership or position of control or management in a body to which you were appointed or nominated by the Council
- (b) Any body exercising functions of a public nature or directed to charitable purposes , or whose principal purposes include the influence of public opinion or policy, including any political party
- (c) Any person from whom you have received a gift or hospitality with an estimated value of at least £25

(4) Non registerable interests

Occasions may arise when a matter under consideration would or would be likely to affect the wellbeing of a member, their family, friend or close associate more than it would affect the wellbeing of those in the local area generally, but which is not required to be registered in the Register of Members’ Interests (for example a matter concerning the closure of a school at which a Member’s child attends).

(5) Declaration and Impact of interest on members' participation

- (a) Where a member has any registerable interest in a matter and they are present at a meeting at which that matter is to be discussed, they must declare the nature of the interest at the earliest opportunity and in any event before the matter is considered. The declaration will be recorded in the minutes of the meeting. If the matter is a disclosable pecuniary interest the member must take no part in consideration of the matter and withdraw from the room before it is considered. They must not seek improperly to influence the decision in any way. **Failure to declare such an interest which has not already been entered in the Register of Members' Interests, or participation where such an interest exists, is liable to prosecution and on conviction carries a fine of up to £5000**
- (b) Where a member has a registerable interest which falls short of a disclosable pecuniary interest they must still declare the nature of the interest to the meeting at the earliest opportunity and in any event before the matter is considered, but they may stay in the room, participate in consideration of the matter and vote on it unless paragraph (c) below applies.
- (c) Where a member has a registerable interest which falls short of a disclosable pecuniary interest, the member must consider whether a reasonable member of the public in possession of the facts would think that their interest is so significant that it would be likely to impair the member's judgement of the public interest. If so, the member must withdraw and take no part in consideration of the matter nor seek to influence the outcome improperly.
- (d) If a non-registerable interest arises which affects the wellbeing of a member, their, family, friend or close associate more than it would affect those in the local area generally, then the provisions relating to the declarations of interest and withdrawal apply as if it were a registerable interest.
- (e) Decisions relating to declarations of interests are for the member's personal judgement, though in cases of doubt they may wish to seek the advice of the Monitoring Officer.

(6) Sensitive information

There are special provisions relating to sensitive interests. These are interests the disclosure of which would be likely to expose the member to risk of violence or intimidation where the Monitoring Officer has agreed that such interest need not be registered. Members with such an interest are referred to the Code and advised to seek advice from the Monitoring Officer in advance.

(7) Exempt categories

There are exemptions to these provisions allowing members to participate in decisions notwithstanding interests that would otherwise prevent them doing so. These include:-

- (a) Housing – holding a tenancy or lease with the Council unless the matter relates to your particular tenancy or lease; (subject to arrears exception)
- (b) School meals, school transport and travelling expenses; if you are a parent or guardian of a child in full time education, or a school governor unless the matter relates particularly to the school your child attends or of which you are a governor;
- (c) Statutory sick pay; if you are in receipt
- (d) Allowances, payment or indemnity for members
- (e) Ceremonial honours for members
- (f) Setting Council Tax or precept (subject to arrears exception)

Agenda Item 2

MAYOR AND CABINET (CONTRACTS)		
Report Title	Minutes	
Key Decision		Item No.
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: December 6 2017

Recommendation

It is recommended that the minutes of that part of the meeting of the Mayor and Cabinet (Contracts) which were open to the press and public, held on November 15 2017 be confirmed and signed as a correct record. (copies attached).

MINUTES OF THE MAYOR AND CABINET (CONTRACTS)

Wednesday, 15 November 2017 at 4.20 pm

PRESENT: Sir Steve Bullock (Chair), Alan Smith, Chris Best, Kevin Bonavia, Joe Dromey, Damien Egan, Paul Maslin and Rachel Onikosi.

Apologies for absence were received from Councillor Janet Daby and Councillor Joan Millbank.

75. Declaration of Interests

None were made.

76. Minutes

RESOLVED that the minutes of the meeting held on October 25 2017 be confirmed and signed as a correct record.

77. Main Grants Programme 2018-19

Having considered an officer report, Mayor and Cabinet (Contracts), for the reasons set out in the report:

RESOLVED that

- (1) the recommendations to fund 60 voluntary and community sector groups, as set out in appendix 1, for financial year 2018-19 be approved;
- (2) the contribution to London Councils of a maximum of £262,859 for financial year 2018-19 be approved;
- (3) the findings of the youth theatre and performing arts review be noted;
- (4) the progress made in creating a new infrastructure offer for the borough's voluntary and community sector be noted;
- (5) progress made on the implementation of the advice review be noted;
- (6) the approach to the London Borough of Culture competition be noted; and
- (7) delivery of the small and faith fund be noted and funds raised off-line are recognised as match funding.

78. Exclusion of Press and Public

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 paragraph 3 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:-

5. School Kitchen Facilities Maintenance

79. School Kitchen Facilities Maintenance

The Mayor noted that Matthew Eady was shortly to leave the employ of the authority and he thanked him for all the work he had done for Lewisham.

Having considered a confidential officer report, and a presentation by the Cabinet Member for Children & Young People, Councillor Paul Maslin, Mayor and Cabinet (Contracts), for the reasons set out in the report:

RESOLVED that the School Kitchen Facilities Maintenance Contract be awarded to Thermoserve for a period of two years and four months with an option to extend for up to a further two years to make the contract coterminous with the larger school meal catering contract and allow officers to evaluate options for combining these services in future.

The meeting closed at 4.24pm.

Agenda Item 3

MAYOR AND CABINET (CONTRACTS)		
Report Title	Report Back on Matters Raised by the Overview and Scrutiny Business Panel	
Key Decision	No	Item No.
Ward		
Contributors	Senior Committee Manager	
Class	Part 1	Date: December 6 2017

1. Purpose of Report

To report back on any matters raised by the Overview & Scrutiny Business Panel following their consideration of decisions made at Mayor and Cabinet (Contracts) on November 15 2017, or by any other Constitutional bodies.

MAYOR AND CABINET (CONTRACTS)		
Report Title	Report Back on Matters Raised by the Overview and Scrutiny Business Panel	
Key Decision	No	Item No.
Ward		
Contributors	Senior Committee Manager	
Class	Part 1	Date: 6 December 2017

1. Purpose of Report

To report back on matters raised by the Overview & Scrutiny Business Panel following their consideration of a report at their meeting on 28 November 2017.

Main Grants Programme 2018-19

- 1.1 Following discussion at the Overview and Scrutiny Business Panel, Panel Members noted the decision of the Mayor, and agreed to make the following comments to Mayor and Cabinet (Contacts):

The Business Panel value the contribution of Small and Faith Fund but felt some consideration ought to be given to the name and criteria of the fund to reflect what it does in practice.

RESOLVED that:

- i. the decision of the Mayor be noted.
- ii. the Mayor is requested to instruct officers to investigate the possibility of changing the name of Small and Faith Fund to reflect what it does.

Agenda Item 4

MAYOR & CABINET CONTRACTS		
Report Title	Exclusion of the Press and Public	
Key Decision	No	Item No.
Ward		
Contributors	Chief Executive (Head of Business & Committee)	
Class	Part 1	Date: December 6 2017

Recommendation

It is recommended 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 paragraph 3 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:-

5. Drug & Alcohol Service - (PCRS) Contract Extension
6. Provision of Homecare Services extension of contract

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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Agenda Item 6

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