

MINUTES OF THE MAYOR AND CABINET

Wednesday, 8 December 2021 at 6.00 pm

PRESENT: Damien Egan (Mayor), Councillors Chris Barnham, Paul Bell, Chris Best, Kevin Bonavia, Patrick Codd and Kim Powell.

ALSO JOINING THE MEETING VIRTUALLY: Councillors Andre Bourne and Brenda Dacres (Cabinet Members) and Councillor James Walsh (Select Committee Vice-Chair)

NB: Those Councillors listed as joining virtually were not in attendance for the purposes of the meeting being quorate, any decisions taken, or to satisfy the requirements of s85 Local Government Act 1972.

Apologies for absence were received from Councillor Amanda De Ryk.

578. Declaration of Interests

None were made.

579. Minutes

RESOLVED that the minutes of the meeting held on November 3 2021 be confirmed and signed as a correct record.

580. Matters Raised by Scrutiny and other Constitutional Bodies

Having considered an open officer report, and a presentation by the Vice Chair of the Sustainable Development Select Committee, Councillor James Walsh, the Mayor and Cabinet:

RESOLVED that the Executive Director for Housing, Regeneration and Public Realm be asked to prepare a response, to the submission by the Sustainable Development Select Committee on the Local Plan, for Mayoral consideration.

581. Modernisation of Adult Learning Disability Day Opportunities

Following an opening presentation by Councillor Best, the Cabinet was addressed by Nick O'Shea of Ignition Ice. Mr O'Shea explained Ignition Ice was a not for profit company operating an employment model paying London Living Wage rates and suitable for people with learning disabilities. He strongly supported the proposed strategy stressing ongoing scrutiny was key to demonstrate that poor practices were to be effectively challenged.

Having considered an open officer report, and a presentation by the Cabinet Member for Health & Adult Social Care, Councillor Chris Best, and by Nick O'Shea of Ignite Ice, the Mayor and Cabinet, for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that:

- (1) the proposal be received;
- (2) the modernisation of day opportunities approach be approved;
- (3) the development of a wider Learning Disability strategy within the next 12 months be approved; and
- (4) the identification and encouragement of internal LBL Lewisham Council and provider/partnership opportunities for job-carving for people with a learning disability be supported.

582. Contract Award for a Substance Misuse and Sexual Health Service for Young People

Having considered an open and a confidential officer report, and a presentation by the Cabinet Member for Children's Services and School Performance, Councillor Chris Barnham, the Mayor and Cabinet, for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that a contract be awarded for a Young People's Substance Misuse and Sexual Health Service to Humankind, commencing on the 1st April 2022 for a period of three years, with an option to extend for a period of up to 2 years at a contract cost of £430,061 per year, or £2,147,010 over the possible lifetime of the contract.

583. Financial Monitoring 2021/22

Having considered an open officer report, and a presentation by the Mayor, the Mayor and Cabinet for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that the current financial forecasts for the year ending 31 March 2022 be noted and that Executive Directors continue to work in bringing forward action plans to manage down budget pressures within their Directorates.

584. Older Adult Day Service award of contract

Having considered an open officer report, and a presentation by the Cabinet Member for Health & Adult Social Care, Councillor Chris Best, the Mayor and Cabinet for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that the award of contract for the Older Adult Day Service and Lead Provider Responsibilities at the Calabash Centre be made to Hestia Care and Support for a contract period of three years with the option to extend for a further two years at the total value for the five year period of £1,624,135.

585. Waste Management Strategy

In introducing the report Councillor Codd reported Lewisham had made continuous improvements in recycling figures over the last 10 years but he acknowledged there was still a great deal to be done. He indicated about 60% of general waste could be recycled. A quarter of the borough's population were not doing any recycling and of the three quarters who were, almost a quarter of those were depositing contaminated waste in their green bins.

Having considered an open officer report, and a presentation by the Cabinet Member for Environment and Transport, Councillor Patrick Codd, the Mayor and Cabinet for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that:

(1) the results of the public consultation carried out on the draft Waste Management Strategy be received; and

(2) the Waste Management Strategy 2021/31 be adopted.

586. Contract award for the provision of a textile collection bring bank service

Having considered an open and a confidential officer report, and a presentation by the Cabinet Member for Environment and Transport, Councillor Patrick Codd, the Mayor and Cabinet for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that

(1) the framework be awarded to LMB Textiles Ltd. for the provision of a textile bring bank collection service, based on their tender, for 3 years with a possible extension of 1 year upon Mayor and Cabinet agreement to commence on 1st February 2022; and

(2) a call-off contract be awarded to LMB Textiles Ltd for the provision of a textile bring bank collection service for 3 years, with a potential extension of 1 year upon Mayor and Cabinet agreement to commence on 1st February 2022

587. Permission to extend supported housing services

Having considered an open officer report, and a presentation by the Cabinet Member for Health & Adult Social Care, Councillor Chris Best, the Mayor and Cabinet for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that:

(1) four mental health supported housing contracts be extended to providers as set out below to ensure service continuity whilst further re-procurement processes are undertaken following an unsuccessful tender exercise at a total

extensions value of £1,247,598.

(a) Family Action to deliver a 16 bed mental health supported housing service with an annual contract value of £110,998 for 1 year from 1st April 2022 – 31st March 2023

(b) Hexagon to deliver a 12 bed mental health supported housing service with an annual contract value of £433,809 for 1 year from 1st April 2022 – 31st March 2023.

(c) Certitude to deliver an 18 bed mental health supported housing service with an annual contract value of £457,243 per annum for 1 year from 1st April 2022 – 31st March 2023. This is a permitted extension within the existing contract.

(d) Peabody to deliver an 8 bed mental health supported housing service at an annual contract value of £122,774 for 2 years from 1st April 2022 – 31st March 2024

(2) officers be authorised to enter into direct negotiations (exercising Regulation 32 of the Procurement Regulations) to award contracts to any of the above services should the current provider not be able to agree to the extension.

588. CPO application 30A Reginald Road

In introducing the report, Councillor Paul Bell stressed CPO powers were a last resort and that he believed the borough had a strong case in the context of engagement over many years and the continuing need to deliver new homes.

Having considered an open officer report, and a presentation by the Cabinet Member for Housing and Planning, Councillor Paul Bell, the Mayor and Cabinet for the reasons set out in the report and by a vote of 7-0 of members in physical attendance:

RESOLVED that

(1) a Compulsory Purchase Order (CPO) be made in accordance with Section 17 of Part II of the Housing Act 1985 and the Acquisition of Land Act 1981, for the compulsory acquisition of all interests in the land and buildings known as 2 – 30A Reginald Road, the site of which is shown by the red line on the plan attached as Appendix 1, other than those interests already in the ownership of the Council;

(2) delegated authority be granted to the Executive Director for Housing, Regeneration and Public Realm in consultation with the Director of Law, Corporate Governance and Elections to carry out the following resolutions:

(3) any further or additional land referencing be carried out as may be considered appropriate, including service of requisitions for information

pursuant to Section 16 of the Local Government (Miscellaneous Provisions) Act 1976 or Section 330 of the Town and Country Planning Act 1990;

(4) all necessary and appropriate steps be taken to secure the making, confirmation and implementation of the Compulsory Purchase Order (CPO) including the publication and service of all notices and promotion of the Council's case at any Public Inquiry, including but not limited to the steps described below;

(5) any amendments, deletions, or additions to the draft Order Map and/or draft Schedules to the CPO be made so as to include and describe all interests in land required to facilitate the carrying out of the Scheme;

(6) such changes as may be considered necessary or appropriate to the draft SoR be made prior to publication;

(7) interests be acquired in the Order Land either by agreement or compulsorily (including pursuant to any blight or purchase notices);

(8) to negotiate, agree terms and enter into agreements with interested parties, including agreements for the withdrawal of blight or purchase notices and/or objections to the CPO and/or undertakings not to enforce the CPO on specified terms, including where appropriate seeking the exclusion of land from the CPO;

(9) in the event that the Secretary of State notifies the Council that it has been given the power, the CPO be confirmed if the Executive Director for Housing, Regeneration and Public Realm is satisfied that it is appropriate to do so;

(10) in the event the CPO is confirmed by the Secretary of State (or by the Council if given power to do so), all necessary statutory procedures be completed and steps be taken to implement the CPO, including by way of General Vesting Declaration and/or Notice to Treat/Notice of Entry;

(11) to take all steps in relation to any legal proceedings relating to the CPO, including defending or settling claims referred to the Upper Tribunal (Lands Chamber) and/or applications made to the courts and any appeals;

(12) to retain and/or appoint external professional advisers and consultants to assist in facilitating the promotion, confirmation and implementation of the CPO, the settlement of compensation and any other claims or disputes;

(13) all such other steps be taken as may be considered necessary or appropriate to acquire all land interests required for the Scheme (whether by agreement or CPO).

589. Exclusion of Press and Public

The resolution was not considered as the confidential items were considered in conjunction with the open reports on the same items.

590. Contract Award Young People Substance Misuse and Sexual Health (part 2)

This item was considered in conjunction with the Open report on the same subject.

591. Contract award for the provision of a textile collection bring bank service (part 2)

This item was considered in conjunction with the Open report on the same subject.

The meeting closed at 6.49pm