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MINUTES OF THE MAYOR AND CABINET

Wednesday, 12 January 2022 at 6.00 pm

PRESENT: Damien Egan (Mayor), Councillors Brenda Dacres, Chris Barnham, Paul Bell, Kevin Bonavia, Andre Bourne and Patrick Codd.

ALSO IN ATTENDANCE Councillors Paul Maslin, John Muldoon and Coral Howard.

ALSO JOINING THE MEETING VIRTUALLY: Councillors Amanda De Ryk, Chris Best and Kim Powell (Cabinet Members) and Councillors Louise Krupski, Mark Ingleby and James Rathbone.

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.

592. Declaration of Interests

None were made.

593. Minutes

RESOLVED that the minutes of the meeting held on December 8 2021 be confirmed and signed as a correct record.

594. Matters Raised by Scrutiny and other Constitutional Bodies

Councillor Codd presented the report which as well as responding to a referral from the Sustainable Development Committee, contained some further recommendations which would be liable for further consideration at the Overview & Scrutiny Business Panel.

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:

RESOLVED that:

- (1) the officer response be approved and reported to the Sustainable Development Select Committee;
- (2) the results and feedback from the public consultation be received;
- (3) a requirement for motorcycles to hold a valid permit or parking session to park in any permit holder, shared use, or short-stay parking bays, subject to statutory consultation via the TMO process be approved;

(3) a new proposed pricing structure for motorcycle parking charges, subject to statutory consultation via the TMO process be approved;

(4) authority be delegated to the Executive Director for Housing, Regeneration and Public Realm to consider the outcome of the TMO statutory consultation process and whether to approve the implementation of the new scheme.

595. Young Mayor's Budget 2020-2021

Following a presentation by Councillor Barnham there was a detailed presentation followed by questions and answers on the proposal to fund the Bank of Things, by the outgoing Young Mayor, Femi Komolafe, the outgoing Deputy Young Mayor, Aaliyah Odedina and a Young Advisor, Shanti Elliott.

The Mayor paid tribute to Femi and his team for serving two years through the pandemic while at the same time maintaining a high level of activity as reflected in their Powerpoint presentation and in the written report.

Having considered an open officer report, and presentations by the Cabinet Member for Children's Services and School Performance, Councillor Chris Barnham, and by the outgoing Young Mayor, Deputy Young Mayor and a Young Advisor, the Mayor and Cabinet, for the reasons set out in the report and by a vote of 7-0

RESOLVED that that the Young Mayor's budget proposals set out in section 8 be approved.

596. Lewisham and Lee Green Low Traffic Neighbourhood: Consultation and next steps

The report was presented by Councillor Patrick Codd, the Cabinet Member for Environment and Transport. In moving the recommendations, Councillor Codd said they reflected the COP26 accords to tackle climate change by aiming to reduce the number of car journeys as part of the process.

Councillor Paul Maslin, the Chair of Overview and Scrutiny confirmed the Business Panel would scrutinise the outcomes reached by the Cabinet at their next meeting on Tuesday January 25.

Councillor Louise Krupski, the Chair of the Sustainable Development Select Committee, reported that her Select Committee had considered the proposals and had expressed a range of views.

Councillor James Rathbone, a Lee Green Ward Councillor outlined the history of the proposals since 2019 and expressed support for the latest recommendations

Councillor Mark Ingleby, the Mayor's Cycling Champion, added his support for the recommendations.

Rosamund Addo Kissi-Debra, mother of Ella Roberta, attended saying she

was present to represent her remaining children. Their health had been monitored during the operation of the LTN and she remained concerned about the effects of pollution on young people. She suggested that rather than be made permanent, the LTN only be extended by six months. She reserved the right to seek a possible Judicial Review on the Cabinet's decision.

Brian Turpin representing Lewisham Cyclists supported the case made by Councillor Ingleby and asked that the LTN be made permanent.

In concluding the debate, the Mayor said difficult decisions had to be made. He believed he should follow the evidence on air quality and traffic counts which demonstrated behavioural change had taken place. In supporting the recommendations he asked that there be continuous monitoring over the next six months and a report come back to Cabinet.

Having considered an open officer report, and presentations by the Cabinet Member for Environment and Transport, Councillor Patrick Codd, Councillors Maslin, Krupski, Rathbone and Ingleby and by two members of the public, the Mayor and Cabinet for the reasons set out in the report and from the options available, by a vote of 7-0:

RESOLVED that:

- (1) the findings of the review of the LTN, including the data monitoring and feedback from the public consultation be noted;
- (2) the Equalities Impact Assessment (EqIA) and specific equalities considerations summarised in section 8 and the full EqIA detailed in Appendix J, be received;
- (3) proposals for a permanent traffic order retaining the revised Lewisham and Lee Green LTN be published, and that the statutory processes be conducted, be approved;
- (4) the physical modal filters within the Lewisham and Lee Green Low Traffic Neighbourhood be converted to automatic number plate recognition (ANPR) camera enforcement and that Lewisham blue badge holders and emergency services be exempt;
- (5) officers work with schools in the LTN area to implement traditional school streets, where schools are supportive;
- (6) additional complementary measures be implemented within the LTN and surrounding areas, subject to statutory processes and detailed design, including:
 - planters/trees and green spaces
 - additional electric vehicle charging points
 - additional bike hangars and cycle stands
 - additional and/or improved pedestrian crossing points
 - new seating

(7) approval be given to continue to monitor the area using a range of indicators, including, but not limited to, traffic counts, speed surveys, air quality and bus journey times.

(8) officers use their existing delegated powers to implement the above recommendations and deliver the package of complementary measures.

597. Council Tax Base 2022-23

Having considered an open officer report, and a presentation by the Cabinet Member for Finance & Resources, Councillor Amanda De Ryk, the Mayor and Cabinet, for the reasons set out in the report and by a vote of 7-0,

RESOLVED that:

(1) the Council Tax Base calculation for 2022/23, as set out in the annual Council Tax Base government return, attached at Appendix A; be noted;

(2) Council be recommended to agree a Council Tax Base of 88,904.9 Band D equivalent properties for 2022/23;

(3) Council be recommended to agree a budgeted Council Tax collection rate of 95.0%;

(4) Council be recommended to agree no changes be made to the Council Tax Reduction Scheme (CTRS) for 2022/23, that eligible claimants make a minimum contribution of 25% towards their council tax;

(5) Council be recommended to approve the continuation of the discretionary Council Tax discount of 100% for care leavers up to the age of 25, as set out in section five;

(6) Council be recommended to agree that the existing policy of a 0% discount for second homes for 2020/21 be continued for 2022/23, as set out in section five; and

(7) Council be recommended to agree that the existing policy of a 0% discount for empty homes Class A (an empty property undergoing structural alteration or major repair to make it habitable) be continued, as set out in section five;

(8) Council be recommended to agree that the existing policy of a 100% discount awarded for a period of four weeks and then a 0% discount thereafter, for empty homes – Class C (a substantially empty and unfurnished property) be continued, as set out in section five of this report;

(9) Council be recommended to agree that the existing Long Term Empty Property homes premium of 100% for properties empty between 2 and 5 years, and 200% for those empty for over five years continues, and introduce a 300% premium for properties that remain empty for 10 years or more, as set out in section five;

(10) Council be recommended to agree the introduction of a 25% 'sanctuary' discount to ensure residents eligible for a single person discount are not financially worse off as a result of housing a refugee, as set out in section five;

(11) the proposed 2022/23 National Non Domestic Rate (NNDR) estimated net yield of £70m be noted, based on current information available and excluding any potential additional Covid reliefs or rateable value changes; and

(12) Council be recommended to agree to delegate the approval of the final 2022/23 NNDR1 form to the Executive Director for Corporate Resources for submission by the deadline of 31 January 2022.

598. Housing Revenue Account Budget 2022/23

Having considered an open officer report, and presentations by the Cabinet Member for Finance & Resources, Councillor Amanda De Ryk, and by the Cabinet Member for Housing & Planning, Councillor Paul Bell, the Mayor and Cabinet, for the reasons set out in the report and by a vote of 7-0,

RESOLVED that:

- (1) the comments of the Housing Select Committee be received;
- (2) having considered the views of those consulted on the budget, and subject to proper process, as required, the following recommendations be approved; t

Housing Revenue Account

- (3) the consultation report on service charges to tenants' and leaseholders in the Brockley area, presented to area panel members on 10th November 2021, as attached at Appendix 3, be noted;
- (4) the consultation report on service charges to tenants' and leaseholders and the Lewisham Homes budget strategy presented to area panel members on 24th November 2021 as attached at Appendix 4;
- (5) an increase in dwelling rents of 4.1% be set (an average of £4.07 per week) – as per the formula rent calculations outlined in section 4;
- (6) an increase in the hostels accommodation charge by 4.1% be set (or £3.27 per week), in accordance with formula rent calculations;
- (7) the following average weekly increases/decreases for dwellings be approved for:
 - (a) service charges to non-Lewisham Homes managed dwellings (Brockley) to ensure full cost recovery and 5.90% inflationary uplift for 2022/23;
 - caretaking 5.90% (£0.29)
 - grounds 5.90% (£0.13)
 - communal lighting 5.90% (£0.08)

•	bulk waste collection	5.90%	(£0.09)
•	window cleaning	5.90%	(£0.01)
•	tenants' levy	0.00%	(£0.00)

(b) service charges to Lewisham Homes managed dwellings:

•	caretaking	4.00%	(£0.27)
•	grounds	4.00%	(£0.09)
•	window cleaning	8.00%	(£0.01)
•	communal lighting	20.00%	(£0.21)
•	block pest control	15.00%	(£0.27)
•	waste collection	0.00%	(£0.00)
•	heating & hot water	10.00%	(£1.05)
•	tenants' levy	0.00%	(£0.00)
•	bulk waste disposal	4.00%	(£0.03)
•	sheltered housing	0.00%	(£0.00)

(8) the following average weekly percentage changes for hostels and shared temporary units be approved for;

- service charges (hostels) – caretaking etc.; no change
- energy cost increases for heat, light & power; no change
- water charges increase; no change

(9) an increase in garage rents by 4.9% (£0.77 per week) for Brockley and Lewisham Homes residents be approved as outlined in Appendix 6;

(10) the budgeted expenditure be noted for the Housing Revenue Account (HRA) for 2022/23 is £304.0m, split £94.4m revenue and £209.6m capital, which includes the decent homes and new build programmes;

(11) the HRA budget strategy cut proposals in order to achieve a balanced budget in 2022/23, be approved, as attached at Appendix 1;

(12) to write off twenty-one cases of Former Tenants' Arrears as set out in paragraphs 4.25 to 4.28 and Appendix 7, totalling £365,462.94; HRA Capital Programme;

(13) the 2021/22 Quarter 2 HRA Capital Programme monitoring position and the Capital Programme potential future schemes and resources be noted, as set out in section 5;

(14) the significant proposed rise in prudential borrowing of more than £397.5m by 2026/27, primarily to fund the Building for Lewisham programme capital plans, be approved;

(15) the 2022/23 to 2026/27 HRA Capital Programme of £723.1m, as set out in section 5, be approved.

599. Annual Complaints Report 2020-2021

Having considered an open officer report, and a presentation by the Cabinet Member for Democracy, Refugees and Accountability, Councillor Kevin

Bonavia, the Mayor and Cabinet, for the reasons set out in the report and by a vote of 7-0,

RESOLVED that the contents of the report including the improvement action plan under Appendix 5 be noted

600. Building for Lewisham Ladywell s105 Consultation

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,

RESOLVED that:

(1) the responses to the consultation carried out on The Longbridge Road Estate under Section 105 of the Housing Act 1985 and Section 137 of Part V of the Housing Act 1996 between 1 November 2021 and 29 November 2021 be received;

(2) the responses to the consultation carried out with leaseholders and freeholders between 1 November 2021 and 29 November 2021 be received;

(3) having considered the responses to the consultation, with the proposal to build new homes on the site of the former Ladywell Leisure Centre be continued, subject to planning permission being granted.

601. Building for Lewisham Update (part 1)

Having considered an open and a confidential 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,

RESOLVED that:

(1) the allocation of funding be approved and Lewisham Homes appoint a contractor once the procurement process is complete to deliver construction works for 5 new homes at the scheme known as Elderton Road Garages at a scheme cost indicated in Part 2;

(2) Subject to planning permission being granted, the allocation of funding be approved and Lewisham Homes appoint a contractor once the procurement process is complete to deliver construction works for 5 new homes at the scheme known as Walsham Road Garages at a scheme cost indicated in Part 2;

(3) Subject to planning permission being granted, the allocation of funding be approved and Lewisham Homes appoint a contractor to undertake the necessary enabling works for the Greystead Road development and support investment works at a cost stated in Part 2; and

(4) authority be delegated to the Executive Director of Corporate Resources in consultation with the Executive Director for Housing, Regeneration and Public Realm and Director of Law, Governance and Elections, to agree the final contract sum and Total Scheme Costs.

602. Mayow Road Supported Living - Award of contract (part 1)

Having considered an open and a confidential 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,

RESOLVED that the award of contract for the supported living service at Mayow Road be made to PLUS (Providence Linc United Services) for a contract period of 4 years, at a total value of approximately £3,453,561 following a mini-competition carried out under Lot 1: Supported Living of the Framework Agreement for Adults with Learning Disabilities 2019-2023.

603. Lewisham Community Wellbeing Service

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,

RESOLVED that approval be given to officers to extend the contract held with BLG Mind, for the delivery of the Lewisham Community Wellbeing service for the period of March 2022 to February 2023 at a cost of £560,345

604. Food and Garden Waste Contract Award (part 1)

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,

RESOLVED that:

(1) the contract be awarded to East London Biogas Limited for the provision of the disposal and treatment of the food waste and garden waste based on their tender, for a period of three years with a extension for another two years upon M&C agreement at an estimated annual cost of £240,498.

(2) the current contract be extended for a further two months until 31st March 2022 at an estimated cost of £140,000.

605. Proposed revisions to the Statement of Community Involvement

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,

RESOLVED that:

(1) an amendment to paragraph 6.9 of the Councils Statement of Community Involvement be authorised so that the requirement to refer certain schemes to the Design Panel applies at pre-application stage and not at application stage and;

(2) the reference to the Design Panel be amended so as to read Design Review Panel.

606. Contract Award-School Minor Works Programme Consultant (part 1)

Having considered an open 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,

RESOLVED that:

(1) the award of contract, for an initial period of 4 years, be made to McBains Limited for the provision of a Surveyor-led Multi-Disciplinary Consultancy Service to design and project manage the School Minor Works Programme 2022 to 2025;

(2) the value of this contract be based on an annual percentage rate of 6.45% of the annual total SMWP works cost and assuming a SMWP budget of £2.58m, this would equate to an estimated annual fee of £166,410, with an estimated potential total value of £665,640 over the four year period.

(3) the contract will include a break clause every 12 months, for a period of up to 4 years, from 2022 to 2025 and an option to extend the contract for a further year allowing the Council to terminate the contract at the end of each year at its own discretion.

607. Exclusion of Press and Public

This item was not required.

608. Building for Lewisham Update (part 2)

This item was considered in conjunction with the Part 1 report on the same subject.

609. Mayow Road Supported Living - Award of contract (part 2)

This item was considered in conjunction with the Part 1 report on the same subject.

610. Food and Garden Waste Contract Award Report (part 2)

This item was considered in conjunction with the Part 1 report on the same

subject.

611. Contract Award-School Minor Works Programme Consultant (part 2)

This item was considered in conjunction with the Part 1 report on the same subject.

The meeting closed at 8.15pm.