



**CORPORATE SERVICES DEPARTMENT**  
Caroline Holland - Director

To all Members of the Council

**Democratic Services  
London Borough of Merton  
Merton Civic Centre  
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***Date: 12 March 2014***

Dear Councillor

**Notification of Cabinet Decisions**

The decisions of the Cabinet meeting held on Monday 10 March 2014 are attached.

The call-in deadline is Monday 17 March 2014 at noon

The call-in form is attached for your use if needed and refers to the relevant sections of the constitution.

Yours sincerely

Democracy Services



## Decisions of the Cabinet held on Monday 10 March 2014

### Call-in deadline - Monday 17 March 2014

3.	Minutes of the previous meeting	<p>RESOLVED:</p> <p>That the Minutes of the meeting held on 17 February 2014 are agreed as a correct record.</p>
4.	Better Care Fund Plan	<p>RESOLVED:</p> <p>That Cabinet supports the draft plan and authorises the Health and Wellbeing Board to approve the final plan.</p>
5.	Adoption of Merton's Community Infrastructure Levy (CIL) Initial Strategic Infrastructure List	<p>RESOLVED:</p> <p>1). That the Cabinet recommends to Full Council that it adopts Merton's Community Infrastructure Levy initial Strategic Infrastructure List (Reg 123 List) in order to continue to secure developer contributions once Merton's CIL is in place.</p> <p>2). That a new category of Leisure Centres be added to the initial Strategic Infrastructure List</p> <p>3). That, the following be added to the Education and School Provision category, '<i>and to support the building of a new school, should it be required.</i>'</p>
6.	Adoption of Morden Station Planning Brief	<p>RESOLVED:</p> <p>That Cabinet adopts the Morden Station Planning Brief as a supplementary planning document to Merton's Core Planning Strategy.</p>

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7.	Allocation of S.106 monies to Connecting Colliers Wood	<p>RESOLVED:</p> <p>That the Cabinet agrees to the S106 contribution request, as detailed within the report, being allocated to the Connecting Colliers Wood project, in accordance with the S.106 Spend Parameters set out in paragraph 1.2.</p>
8.	Allocation of S.106 Monies - Mitcham Common Conservators	<p>RESOLVED:</p> <p>That Cabinet approves the allocation of £100,000 of S106 monies, associated with the development of the site of the former Windmill Trading Estate, 302-312 Commonsides East, Mitcham, for the enhancement, maintenance and management of Mitcham Common by the Mitcham Common Conservators.</p>
9.	Reference from Sustainable Communities Scrutiny Panel - 20mph Zones/Limits	<p>RESOLVED:</p> <p>That the Cabinet notes the reference Scrutiny's proposals and will respond to Sustainable Communities Overview and Scrutiny Panel in due course.</p>
10.	Section 75 partnership agreement for mental health services	<p>RESOLVED:</p> <p>1). That Cabinet agrees the Section 75 Agreement and all its attached schedules, subject to the approval of the Health and Wellbeing Board</p> <p>2). That the Director of Community and Housing be authorised to join the Chief Executive of the Trust to oversee the operation of the agreement 1.</p>
11.	Financial Monitoring - January 2014	RESOLVED: That Cabinet

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		<p>1). notes the financial reporting data relating to revenue budgetary control, showing a forecast underspend at year end of £1,014k (which is 0.19% of the Gross Council Budget) after allowing for a £496k transfer to the Capital Programme, £1,500k transfer to balancing the budget reserve, £1,717k carry forward of Public Health funds.</p> <p>2). notes the adjustments and capital virements detailed in Appendix 5b and the Current Capital Programme as detailed in Appendix 5a.</p> <p>3). notes the current progress to date on savings.</p> <p>4). a) note the review of the departmental performance against service plan indicators as at 31 January 2014, and requests that the areas of under performance be addressed so targets are met by the end of March 2014.  b). notes those measures which are over performing by 20% or above, over target.  c). notes the changes of the Single Data List (SDL) 2013-14.  d). notes the frequency that performance data would be reported to Cabinet in future.</p>
13.	Print Managed Service Contract	<p>RESOLVED:</p> <p>That Cabinet awards a contract for the supply and maintenance of new photocopier/printers and high volume print room equipment to the successful tenderer Altodigital Networks Ltd for an initial contract period of 3 years commencing 1 June 2014, with an option to extend for a further period of 3 years at the discretion of the Council. If the contract extension is executed the total contract price is £2,418,426.</p>
14.	Primary School Expansion Capital Projects	<p>RESOLVED: That the Cabinet</p> <p>1). agrees to enter into a construction contract to Mansell PLC for the expansion of Pelham Primary School to the maximum contract value of £5,055,909, requiring a</p>

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virement of £702,000 from Primary School Expansion Contingency in 2015/16.

2). notes that following the pre-construction agreement with Mansell PLC and earlier approved phase works it will be necessary to enter into construction contracts with Mansell PLC for the expansions of Singlegate (adaptation phase) and Merton Abbey (final phase) by May 2014. In view of the contracts being over £2 million and there being no timetabled Cabinet meeting until 30 June 2014 a specific Cabinet meeting would need to be called to avoid undue delay, with the necessary notice.

3). notes that the remaining major primary school expansion project to contract in 2014 will be Dundonald Primary School, which is being procured through competitive tender in two phases. In view of the contract value for both phases being over £2 million and there being no timetabled Cabinet meeting until 30 June 2014 a specific Cabinet meeting may need to be set up to avoid undue delay.

4). notes the current estimated costs for the schemes outlined in table 2 of the report,

5). Requests the Council agree that the £1,134,483 of received Section 106 contributions for education should be formally allocated to contribute towards the capital cost for the expansion schemes at Dundonald, Merton Abbey and Pelham Primary Schools.

6). approves the virements as shown below:

	2013/14 £000s	2014/15 £000s	2015/16 £000s	2016/17 £000s	Total £000s
Dundonald	0	295	243	0	538
Merton Abbey	0	0	645	0	646

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Pelham	0	0	702	0	702
Singlegate	0	274	975	0	1,249
<b>Total</b>	<b>0</b>	<b>570</b>	<b>2,565</b>	<b>0</b>	<b>3,134</b>
Contingency	0	(569)	(2,565)	0	(3,134)
<b>Total</b>	<b>0</b>	<b>1</b>	<b>(1)</b>	<b>0</b>	<b>0</b>

**Merton Council - call-in request form**

**1. Decision to be called in: (required)**

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**2. Which of the principles of decision making in Article 13 of the constitution has not been applied? (required)**

Required by part 4E Section 16(c)(a)(ii) of the constitution - tick all that apply:

(a) proportionality (i.e. the action must be proportionate to the desired outcome);	
(b) due consultation and the taking of professional advice from officers;	
(c) respect for human rights and equalities;	
(d) a presumption in favour of openness;	
(e) clarity of aims and desired outcomes;	
(f) consideration and evaluation of alternatives;	
(g) irrelevant matters must be ignored.	

**3. Desired outcome**

Part 4E Section 16(f) of the constitution- select one:

(a) The Panel/Commission to refer the decision back to the decision making person or body for reconsideration, setting out in writing the nature of its concerns.	
(b) To refer the matter to full Council where the Commission/Panel determines that the decision is contrary to the Policy and/or Budget Framework	
(c) The Panel/Commission to decide not to refer the matter back to the decision making person or body *	
* If you select (c) please explain the purpose of calling in the decision.	



**4. Evidence which demonstrates the alleged breach(es) indicated in 2 above (required)**

Required by part 4E Section 16(c)(a)(ii) of the constitution:

**5. Documents requested**

**6. Witnesses requested**

**7. Signed (not required if sent by email): .....**

**8. Notes – see part 4E section 16 of the constitution**

Call-ins must be supported by at least three members of the Council.

The call in form and supporting requests must be received by by 12 Noon on the third working day following the publication of the decision.

The form and/or supporting requests must be sent:

- **EITHER** by email from a Councillor’s email account (no signature required) to [democratic.services@merton.gov.uk](mailto:democratic.services@merton.gov.uk)
- **OR** as a signed paper copy to the Head of Democracy Services, 8<sup>th</sup> floor, Civic Centre, London Road, Morden SM4 5DX.

For further information or advice contact the Head of Democracy Services on 020 8545 3864