



CORPORATE SERVICES DEPARTMENT
Caroline Holland - Director

To all Members of the Council

**Democratic Services
London Borough of Merton
Merton Civic Centre
Morden, Surrey SM4 5DX**

Tel: 020 8545 3356

Email: democratic.services@merton.gov.uk

Date: 06 July 2016

Dear Councillor

Notification of Cabinet Decisions

The decisions of the Cabinet meeting held on Monday 4 July 2016 are attached.

The call-in deadline is Monday 11 July 2016 at noon

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

Yours sincerely

A handwritten signature in blue ink, appearing to read "Caroline Holland".

Democracy Services

Decisions of the Cabinet held on Monday 4 July 2016

Call-in deadline - Monday 11 July 2016

4	Financial Monitoring 2015/16 - May 2016	<p>RESOLVED:</p> <p>That Cabinet</p> <p>1). notes the financial reporting data relating to revenue budgetary control, showing a forecast net overspend at year end of £4.4million, 1.2% of the gross budget.</p> <p>2). reviews the capital information within the report and the adjustments to the Capital Programme detailed in Appendix 5b and approves the following:</p> <table border="1" data-bbox="864 624 1816 1302"> <thead> <tr> <th>Scheme</th> <th>2016/17 Budget</th> <th>Adjustment</th> <th>Revised 2016/17 Budget</th> </tr> <tr> <td></td> <td>£</td> <td>£</td> <td>£</td> </tr> </thead> <tbody> <tr> <td>191-193 Western Road</td> <td>115,000</td> <td>(115,000)</td> <td>0</td> </tr> <tr> <td>Schools Capital Maintenance & Accessibility</td> <td>805,900</td> <td>165,000</td> <td>970,900</td> </tr> <tr> <td>Devolved Formula Capital</td> <td>0</td> <td>367,820</td> <td>367,820</td> </tr> <tr> <td>TFL Quietways Cyclepath</td> <td>0</td> <td>308,820</td> <td>308,820</td> </tr> <tr> <td>B707a-c/708/709a-c Wimbledon Way Wayfinding Disks</td> <td>0</td> <td>52,000</td> <td>52,000</td> </tr> <tr> <td>Total</td> <td>920,900</td> <td>778,640</td> <td>1,699,540</td> </tr> </tbody> </table>	Scheme	2016/17 Budget	Adjustment	Revised 2016/17 Budget		£	£	£	191-193 Western Road	115,000	(115,000)	0	Schools Capital Maintenance & Accessibility	805,900	165,000	970,900	Devolved Formula Capital	0	367,820	367,820	TFL Quietways Cyclepath	0	308,820	308,820	B707a-c/708/709a-c Wimbledon Way Wayfinding Disks	0	52,000	52,000	Total	920,900	778,640	1,699,540
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		3). approves the virement for £204k for Legal Services from Education to Social Care where this is the more appropriate service area to manage it from.
5	Expansion of South London Legal Partnership	RESOLVED That Cabinet: 1) agrees that Wandsworth Borough Council are admitted to join the South London Legal Partnership. 2). agrees to delegate to the Director of Corporate Services authority to make any necessary amendments to the collaboration agreement and agrees the final document.
6	Reference from Scrutiny on the South London Waste Partnership (procurement of waste collection and related environment services)	RESOLVED That Cabinet notes comments made by the Sustainable Communities Overview and Scrutiny Panel when taking its decisions on South London Waste Partnership – procurement of waste collection and related environment services.
7	Reference from Scrutiny on Harris Wimbledon Secondary School - Required Site Approvals	RESOLVED That Cabinet notes comments made by the Children and Young People Overview and Scrutiny Panel when taking decisions on Harris Wimbledon Secondary School site approval as detailed paragraph 2.2 of the report.
9	South London Waste Partnership - Procurement of Waste Collection and Related Environmental Services	RESOLVED That Cabinet, 1. recognises the Administration's desire, in the context of Merton's continually

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		<p>decreasing funding from Central Government, to maintain and enhance the borough's public realm, open spaces and parks; noting the results of the wheeled bin pilot in Lavender Fields ward and the Administration's desire to introduce wheeled bins to ensure cleaner streets and the need for any solution to be affordable</p> <ol style="list-style-type: none">2. having noted the endorsement from the Joint Waste Committee (7 June 2016) approves the appointment of Veolia ES (UK) Ltd as Preferred Bidder for LOT 1 services including waste collection, street cleaning, commercial waste collection, winter maintenance and vehicle procurement and fleet maintenance in relation to the procurement exercise undertaken by the South London Waste Partnership (SLWP) for Waste Collection and Related Services. This is for a period of 8 years with the option to extend for two further periods of 8 years, a maximum total of 24 years.3. approves the appointment of The Landscape Group Ltd as Preferred Bidder for LOT 2 services (including Parks, Grounds maintenance, Cemeteries, Verges and Tree maintenance) . This is for a period of 8 years with the option to extend for two further periods of 8 years, a maximum total of 24 years.4. approves the appointment of Amey LG Ltd. as Reserve Bidder for LOT 1 services and Veolia ES (UK) Ltd as Reserve Bidder for LOT 2 services.5. agrees to, following fine tuning discussions with the Preferred Bidders and there being no material changes to the proposed solution beyond the scope of the proposed solution set out in this report, delegate authority to the Director of Environment and Regeneration in consultation with Cabinet Members to authorise the London Borough of Croydon to award the contract for both Lots, on behalf of the four boroughs of Sutton, Merton, Kingston and Croydon (the SLWP).
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		<p>6. agrees to, based on the principles of the Inter Authority Agreement (IAA), delegate authority to the Director of Environment and Regeneration in consultation with appropriate Cabinet Members to agree the IAA and the arrangements relating to the management of the contracts.</p> <p>7. notes the statutory requirement under section 123 of the Local Government Act 1972 requiring the Council to advertise its intention to grant leases of areas of Public Open Space for those depots and staff facilities within parks and open spaces required to facilitate the operation of the contract(s).</p> <p>8. notes the work in hand to establish fit for purpose Contract Management and Clienting functions and delegates this to the Director of Environment and Regeneration to finalise</p>
10	Harris Wimbledon Secondary School - Required Site Approvals	<p>RESOLVED:</p> <p>That Cabinet approves all the recommendations contained with the exempt report and minute.</p>
11	Court of Appeal amendment to small sites affordable housing exemption	<p>RESOLVED</p> <p>That Cabinet agrees that the Council should currently stop seeking affordable housing contributions from small sites of 10 homes / 1,000 square metres or less within planning decisions.</p>

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
- **OR** as a signed paper copy to the Head of Democracy Services, 8th floor, Civic Centre, London Road, Morden SM4 5DX.

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