

LONDON BOROUGH OF SUTTON**MINUTES**

**of the meeting of the Council
held on 2 November 2015
starting at 7.00 pm**

Members

**The Worshipful the Mayor
(Muhammad Sadiq)**

**The Deputy Mayor
(Joyce Melican)**

Councillors:

Manuel Abellan
Pathumal Ali
David Bartolucci
Samantha Bourne
Richard Broadbent
Kevin Burke
Mary Burstow
Moirra Butt
Richard Clifton
Steve Cook
Margaret Court
Jean Crossby
Tim Crowley
Adrian Davey
Ruth Dombey
Vincent Galligan
Neil Garratt

Martin Gonzalez
Sunita Gordon
Marlene Heron
David Hicks
Arthur Hookway
Doug Hunt
Edward Joyce
Richard Marston
Wendy Mathys
Nick Matthey
Jayne McCoy
Patrick McManus
Callum Morton
Jane Pascoe
Nali Patel

Steve Penneck
Nighat Piracha
Hamish Pollock
Marian Radford
Holly Ramsey
Jason Reynolds
Alan Salter
Daniel Sangster
Tony Shields
Colin Stears
Simon Wales
Jill Whitehead
Graham Whitham
Paul Wingfield
Hanna Zuchowska

ABSENT Councillors. Nick Emmerson, Amy Haldane, Miguel Javelot and Ali Mirhashem

PART 'A'**22. MINUTES**

The minutes of the ordinary meeting held on 13 July 2015 and the extraordinary meeting held on 28 September 2015 were agreed as a correct record and signed by the Mayor.

Council
2 November 2015

23. MAYOR'S ANNOUNCEMENTS

a) Apologies for absence

Apologies for absence were received from Councillors Nick Emmerson, Amy Haldane, Ali Mirhashem and Miguel Javelot.

b) Announcements

The Mayor announced the sad news that former Councillor Joan McMullen died on 17th October at a Brighton nursing home. Joan served on the Council between 2002 - 2006 representing Wallington North Ward. The meeting observed a minute silence.

The Mayor made the following announcements:

More local businesses were signing up to the Council's innovative Embracing Mental Health Project. Since its launch earlier this year the project has had a 73 per cent success rate on placement into paid work for local residents who in some cases were unable to gain employment after years of trying.

The Council had set up a Sutton Apprenticeship Hub website to connect young people looking for a new career with businesses that offer apprenticeship places and on-the-job learning.

The Mayor congratulated the Council's Trading Standards team who last month secured a 42-month jail sentence for a self-employed landscape gardener who pleaded guilty to a series of frauds and grossly overcharging elderly and vulnerable people for his gardening work in Sutton and across Surrey.

Sutton once again performed well in the annual London in Bloom awards, with five council-maintained parks picking up awards. Beddington Park, Cheam Park & Rec and The Grove Park all secured Silver Gilt awards in their Park of the Year categories. Oaks Park secured a Silver Award, while Manor Park achieved a Silver Gilt award for the third consecutive year.

The Mayor corrected an announcement made at the July meeting where he stated thousands of borough households had signed up for the garden waste collection service, which replaced the free collection. It should have been described as a discretionary collection, not a free one.

The Mayor invited Mandy Jenkins, from the Sutton Poppy Appeal to address the meeting about the appeal.

The Mayor reminded Members of their responsibilities in participating in Council debates and that the Council did not enjoy absolute privilege for example, applies to proceedings in Parliament. Only qualified privilege applies to statements made in Council meetings.

The Mayor invited the Leader of the Council to make a statement regarding the preference of the Council for a secondary school to be located on the former Sutton Hospital site.

24. DECLARATIONS OF INTEREST

There were no declarations of interest.

25. ANSWERS TO QUESTIONS

(a) Questions from Members of the Public

Three members of the public asked six questions, the supplementary questions and responses are set out at Appendix A to the minutes. The time allocated for public questions concluded prior to all responses being given. The Mayor advised that answers to question not reached would be circulated as soon as possible.

(b) Questions from Councillors

Five members asked five questions the supplementary questions and responses are set out at Appendix B to the minutes. The time allocated for member questions concluded prior to all responses being given. The Mayor advised that answers to question not reached would be circulated as soon as possible.

26. PETITIONS

Councillors Ramsey, McCoy and Butt presented separate petitions on behalf of residents. The Chief Executive summarised that: the petition presented by Cllr Ramsey requested that the Council desist from leasing or selling the stable block in Cheam Park and asked that residents are engaged in deciding the future use of the stable block and buildings nearby so would be referred to the Strategy and Resources Committee to consider; the petition presented by Cllr McCoy requested that the Council looks at sites for homes to be used to house ex-servicemen and women so would be referred to the Housing, Economy and Business Committee to consider and the petition presented by Cllr Butt requested that the Council protect the mobile library service in Sutton and so would be referred to the Environment and Neighbourhood Committee.

27. REQUISITION

In accordance with Rules of Procedure (23.4) Councillor Simon Wales, Vice Chair of the Strategy and Resources Committee moved the adoption of the draft resolution 35. The Lodge – Head of Terms Transfer to EcoLocal, considered by the Strategy and Resources Committee held on 28 September 2015.

Two members asked two questions on the debate the supplementary questions and responses are attached at Appendix C to these minutes.

Council
2 November 2015

Following debate the minute was put to the vote, in accordance with Rules of Procedure (15.2) a recorded vote was requested the result of which was as follows:

In favour of the adoption of the minute (38)

Manuel Abellan, Pathumal Ali, David Bartolucci, Samantha Bourne, Richard Broadbent, Kevin Burke, Mary Burstow, Richard Clifton, Steve Cook, Margaret Court, Jean Crossby, Adrian Davey, Ruth Dombey, Vincent Galligan, Martin Gonzalez, Sunita Gordon, Marlene Heron, Arthur Hookway, Doug Hunt, Edward Joyce, Richard Marston, Wendy Mathys, Jayne McCoy, Joyce Melican, Callum Morton, Steve Penneck, Nighat Piracha, Hamish Pollock, Marian Radford, Jason Reynolds, Alan Salter, Daniel Sangster, Colin Stears, Simon Wales, Jill Whitehead, Graham Whitham, Paul Wingfield, Hanna Zuchowska.

Against the adoption of the minute (9)

Moira Butt, Tim Crowley, Neil Garratt, David Hicks, Nick Matthey, Patrick McManus, Jane Pascoe, Holly Ramsey, Tony Shields.

Abstentions (1)

Muhammad Sadiq

The minute was carried

Resolved

1. That Ecolocal is granted a 125-year lease for a mixed-use redevelopment of the Lodge building, Carshalton.
2. That the Council use its power under Circular 06/03: Local Government Act 1972 – General Disposals Consent 2003, to accept the offer of a lease premium totalling £600,000 which is less than best consideration, on the basis that the disposal helps in securing economic, social and environmental well-being of the community.
3. That the Strategic Director for Resources be authorised to complete negotiations with Ecolocal for the lease as set out in the Heads of Terms in this report and direct the Head of Shared Legal Services to draw up the necessary legal documentation for the development works to the building and to exchange and complete on the lease.

28. COMMITTEE RECOMMENDATIONS AND NOTICES OF MOTION

(a) Gambling Policy Review

Councillor Mary Burstow, Chair of the Licensing Committee, formally moved the minute which was put to the vote and carried.

Resolved

That the amended statement of principles, as set out at Appendix A of the report, be adopted.

(b) Governance Review

Councillor Ruth Dombey, Chair of the Strategy and Resources Committee, formally moved the adoption of the minute which was put to the vote and carried.

Resolved

1. That the amended article 7 (Committees) of the constitution attached at Appendix A be agreed noting the principles of thresholds of decisions reserved to standing committees.
2. That the revised Section 3, Responsibility for Functions Part 3 attached at Appendix B, be agreed.
3. That it be noted that urgency procedures will be used to cover interim delegations required as part of shared services as set out at paragraph 4.7.
4. That the amended article 6 (Scrutiny Committees) of the constitution attached at Appendix C, be agreed.
5. That the amended Section 4 Part 4C (Procedures for dealing with matters at Scrutiny Committee) attached at Appendix D, be agreed.
6. That the amendments to the Budget and Policy Framework (para 27 of Section 4 - Rules of Procedure, Part 4 - Procedures for Dealing with Matters at Committee of the Constitution) as set out at paragraph 4.6 be agreed.
7. That authority be delegated to the Monitoring Officer to make any consequential amendments to the Constitution arising from the report.

(c) Amendments to the Contract Standing Orders

Councillor Ruth Dombey, Chair of the Strategy and Resources Committee, formally moved the adoption of the minute which was put to the vote and carried.

Resolved

The amendments to Contract Standing Orders (CSO) be agreed including:

- The increase in the contract value threshold of £150,000, up to which an exemption from tendering may be sought, to that of the application at which the EU regulations for non-Schedule 3 services apply, i.e. from

Council
2 November 2015

£150,000 to £172,514 (the value of which is subject to change every 2 years as published by the European Commission)

- The inclusion of the Commissioning Board as an advisory forum to officers on the correct application of the Council’s commissioning cycle, before contracts are tendered and contracts are awarded. It will apply when the value of a contract is £172,514 or above.
- Other general changes to accommodate the new regulations and to take account of organisational changes since the existing CSO’s were last published.

29. LOCAL COMMITTEE MEMBERSHIP

Resolved

Carshalton & Clockhouse Local Committee

That Mr Stephen Quayle be appointed as a substitute representative for the Neighbourhood Watch on the Carshalton and Clockhouse Local Committee.

Beddington & Wallington Local Committee

To Charlotte Watson (substitute Laura Kilty) be appointed as representative for the Alcester Court Residents’ Association on the Beddington and Wallington Local Committee.

The meeting ended at 9.32 pm

Mayor:

Date: