



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 3357

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Date: 10 November 2021

Dear Councillor

Notification of Cabinet Decisions

The decisions of the Cabinet meeting held on Monday 8 November 2021 are attached.

The call-in deadline is Monday 15 November 2021 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 8 November 2021

Call-in deadline – Noon on Monday 15 October 2021

4	References from Scrutiny Panels	<p>RESOLVED :</p> <p>That the Cabinet noted the reference of the The Sustainable Communities Overview and Scrutiny Panel set out in paragraphs 2.7 to 2.12 below.</p> <p>2.7. The Panel RESOLVED (five votes for, two against, one abstention) to send the following recommendations to Cabinet;</p> <p>2.8. Amend the Stock Transfer Agreement between Clarion and Merton Council for the principles of:</p> <p>2.9. Suspending the council's clawback until the programme reaches breakeven; publishing, through the performance management item of the Sustainable Communities Panel, the status of profitability;</p> <p>2.10. Requiring Clarion to commit to delivering Decent Homes if Clarion fails to reach deadlines for delivering regeneration, while agreeing category 1 faults without fail and category 2 faults as per health and safety assessments are repaired;</p> <p>2.11. Agreeing monthly business plan and risk management monitoring, open book approach and reporting back to the Sustainable Communities Panel at every meeting as part of performance monitoring. Clarion to fund all. Metrics to be agreed between Chair and Council Officers before calendar year end 2021.</p> <p>2.12. Council will continue with 100% nomination rights to true voids as per the 2010 Nomination Rights Deed.</p>
5	Business Plan 2022-26	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That Cabinet considered and agreed the draft Capital Programme 2022-2031 and referred it to the Overview and Scrutiny panels and Commission in January 2022 for consideration and comment. 2. That the Cabinet noted the details set out in the Government's Autumn Budget 2021 and Spending Review 2021.
6	Council Tax Support Scheme 2022/23	<p>RESOLVED:</p>

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		<p>1. That the uprating revisions for the 2022/23 council tax support scheme detailed in the report were agreed, in order to maintain low council tax charges for those on lower incomes and other vulnerable residents</p> <p>2. That Cabinet recommended to Council that it adopts the proposed revisions to the 2022/23 scheme.</p>
7	Home to school transport	<p>RESOLVED:</p> <p>A. That Cabinet agreed to commence a consultation as outlined in the paper to consider changes to the council's Home to School/College Travel Assistance policy for providing travel support from September 2022, and particularly the discretionary policy.</p>
8	Secondary schools catering contract award decision	<p>RESOLVED:</p> <p>A. That Cabinet agreed to award to Bidder A (as detailed in the Confidential Appendix to this report) a contract for provision of the school meals catering service at Merton PFI secondary schools for a period of 3 years from 1 January 2022, with an option to extend for up to two further years at the discretion of the Council.</p> <p>B. In accordance with Contract Standing Orders (CSO 24.3) that authority was delegated to the Director of Children, Schools and Families to exercise, in consultation with the Cabinet Member for Children and Education, the council's option to grant one or more extensions of the contract term for any period up to two further years beyond the expiry of the initial contract term on 31 December 2025.</p>
9	Neighbourhood Fund bid approvals 2021	<p>RESOLVED:</p> <p>1. That Cabinet agreed to allocate CIL Neighbourhood Fund money to individual projects received through the 2021 Neighbourhood Fund consultation in line with Merton Council's approved Neighbourhood Fund criteria as set out in Appendix A</p> <p>2. That delegated authority was granted to the Director of Environment and Regeneration in consultation with the Cabinet Member for Housing, Regeneration and the Climate Emergency and Transport to make any amendments to funding bid amounts received through the recent Neighbourhood Fund consultation, in line with Cabinet's agreed Neighbourhood Fund criteria</p>

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10 Financial Monitoring Report - Period 6 September 2021

RESOLVED:

A. That Cabinet noted the financial reporting data for month 6, September 2021, relating to revenue budgetary control, showing a forecast net adverse variance at year end on net service expenditure of £6.197m, increasing to £7.687m when corporate and funding items are included.

B. That Cabinet approved a draw down of £250k from the Your Merton reserve to E&R revenue budgets to fund a series of street and parks improvement projects within the department.

C. That Cabinet noted the contents of Section 5 and Appendix 5b of the report and approve the adjustments to the Capital Programme in the Table below:

	Budget 2021-22	Budget 2022-23	Budget 2023-24	Budget 2024-25	Narrative
	£	£		£	
<u>Corporate Services</u>					
Invest to Save – General	(473,690)	273,690			Re-profiled in line with projected spend
Invest to Save - Photovoltaics	(50,000)	50,000			Re-profiled in line with projected spend
<u>Community and Housing</u>					
Disabled Facilities Grant	262,410		220,000	440,410	Grant for 2021-22 Applied to Prog.
<u>Children, Schools and Families</u>					
West Wimbledon Capital Maintenance Budget	75,000				Virements-projected spend capital maintenance
Hatfeild Capital Maintenance Budget	60,000				Virements-projected spend capital maintenance
Hillcross Capital Maintenance Budget	105,000				Virements-projected spend capital maintenance
Joseph Hood Capital	37,000				Virements-projected spend capital

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	Maintenance Budget					maintenance
	Dundonald Capital Maintenance Budget	(1,990)				Virements-projected spend capital maintenance
	Merton Park Capital Maintenance Budget	50,000				Virements-projected spend capital maintenance
	Pelham Capital Maintenance Budget	35,000				Virements-projected spend capital maintenance
	Wimbledon Chase Capital Maintenance Budget	40,000				Virements-projected spend capital maintenance
	Abbotsbury Capital Maintenance Budget	18,000				Virements-projected spend capital maintenance
	Malmesbury Capital Maintenance Budget	13,000				Virements-projected spend capital maintenance
	Bond Capital Maintenance Budget	35,000				Virements-projected spend capital maintenance
	Cranmer Capital Maintenance Budget	50,000				Virements-projected spend capital maintenance
	Haslemere Capital Maintenance Budget	90,000				Virements-projected spend capital maintenance
	St Mark's Capital Maintenance Budget	65,000				Virements-projected spend capital maintenance
	Lonesome Capital Maintenance Budget	35,000				Virements-projected spend capital maintenance
	Sherwood Capital Maintenance Budget	30,000				Virements-projected spend capital maintenance
	Unallocated Capital Maintenance Budget	(786,010)				£xk virement to specific schemes
	Perseid Capital Maintenance Budget	50,000				Virements-projected spend capital maintenance
	Unlocated SEN – Medical PRU	(300,000)	300,000			Re-profiled in accordance with projected Spend

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Expansion					
<u>Environment and Regeneration</u>					
SLWP – General	(8,080)	8,080			Re-profiled in accordance with projected Spend
SLWP – Waste Bins	(13,350)	13,350			NCIL Capital Bidding 2021-22
Mitcham Area Regen – Pollards Hill Bus Shelter		150,000			NCIL Capital Bidding 2021-22
Highways & Footways – S Wimb Bus Area Wayfinding		135,630			NCIL Capital Bidding 2021-22
Highways & Footways – Street Lighting Wimb	(261,680)	261,680			Re-profiled in accordance with projected Spend
Cycle Route Imps – Cycle Lane Plough Lane	(120,000)	120,000			Re-profiled in accordance with projected Spend
Wimb Area Regen – Wimb Public Realm Implement	(401,190)	401,190			Re-profiled in accordance with projected Spend
Wimb Area Regen – Haydons Rd Public Realm Imps	(300,000)	300,000			Re-profiled in accordance with projected Spend
Total	(1,665,580)	2,013,620	220,000	440,410	

D. That Cabinet approved the Revenue NCIL Bids below as contained in Appendix 5d – these are summarised below:

<u>Revenue Schemes</u>	Budget 2021-22	Budget 2022-23
	£	£
The Small Quarter: Community growing and culture space		38,914

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The Mitcham Colour Way		3,500
Attic's Creative Community Engagement Programme		42,549
Sherwood Park Café and Mini Golf		60,000
Uptown Youth Services		30,000
Martin Way – Greener, Brighter & Revitalised		27,335
Merton Garden Streets 2022		31,288
Museum of Wimbledon Refurbishment Project (Grant)		50,000
Energy Matters: Building the next generation of energy champions		88,823
There's More to Morden		35,000
20mph banners		35,000
Community Champions 2022: Building social capital in Merton's journey towards net zero	57,600	6,400
The Wheel – A Circular Economy for Merton		75,000
Parade Programme Management top-up		27,500
Total Revenue Schemes	57,600	551,309

E. That Cabinet approved the use of £802,000 of the Climate Change reserve for carbon reduction and the delivery of Merton's Climate Action Plan across 2021/22 (£20k) and 2022/23 (£782k). Further allocations for future years will be required and will be built in to the business plan.

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 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 and Electoral Services, 1st floor, Civic Centre, London Road, Morden SM4 5DX.

For further information or advice contact the Head of Democracy and Electoral Services on 020 8545 3409