



**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

**Email:** [democratic.services@merton.gov.uk](mailto:democratic.services@merton.gov.uk)

***Date: 14 July 2021***

Dear Councillor

### **Notification of Cabinet Decisions**

The decisions of the Cabinet meeting held on Monday 12 July 2021 are attached.

The call-in deadline is Monday 19 July 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 12 July 2021

## Call-in deadline – Monday 19 July 2021 at noon

5	Merton schools PFI contract	<p>RESOLVED:</p> <p>That recommendations A-C as set out in the exempt report were approved.</p>
6	Reference from the Sustainable Communities Overview and Scrutiny Panel on Clarion Housing Repairs and Maintenance	<p>RESOLVED:</p> <ol style="list-style-type: none"> <li>1. That Cabinet noted and approved the Sustainable Communities Overview and Scrutiny Panel reference set out in paragraphs 2.5 to 2.8 below subject to there being no additional resources required from the Council.</li> </ol> <p><i>2.5. The Panel RESOLVED (eight votes for, none against) to send the following recommendations to Cabinet;</i></p> <p><i>2.6. The Panel proposes that Merton's Housing Team lead on hosting a one-stop shop on Merton's council's website, in partnership with Clarion and with the support of the Council's Communications Team. The purpose of this page is to (a) Inform residents of their rights, responsibilities and signpost into the current repairs process. This may also include letters and replies sent by the Cabinet member; (b) provide single source of information on issues already identified through the publication and regular updating of KPIs for housing repair on Clarion's estates; (C) List as set out in precedent in the papers for Sustainable Communities paper of 24th June the current open repair cases for Clarion estate. New repairs should be included when they arise. Where Page 15 Agenda Item 6 possible common issues should be highlighted. The goal of these measures is to restore resident and partner confidence in Clarion's management of their stock. The page should be implemented as a matter of urgency and remain until the Cabinet Member is satisfied confidence has been restored.</i></p> <p><i>2.7. The Panel further request that Cabinet write to Clarion asking for detailed information on the conformity with the decent home standard of stock across the borough. The response to this request be shared with the Sustainable Communities panel.</i></p> <p><i>2.8. Additionally, the Panel RESOLVED to revisit this item at the next Sustainable Communities meeting 2 September 2021.</i></p>
7	Parking Infrastructure and modernisation.	<p>RESOLVED that Cabinet:</p> <ol style="list-style-type: none"> <li>1.1. Approved Option 1 as set out in section 5. To replace 78 existing high usage pay and</li> </ol>

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		<p>display machines with new Payment Terminals commencing in October 2021. 1.2. Agreed to remove the remaining 334 low usage, cash (coin) only pay and display machines, and to remove a further 22 machines where an alternative upgraded payment terminal will be available and offer pay by RingGo or cash at local retail outlets.</p> <p>1.3. Agreed to the introduction of the use of PayPoint at retail outlets throughout the Borough to allow for cash payments to be taken for pay to park at all on street parking locations. The current network of PayPoint retailers is set out in appendix 1C attached.</p> <p>1.4. Approved the installation of:-</p> <p>1.5. 28 new on street payment terminals with coin, card and contactless payment facilities , 33 new on street payment terminals with card (chip) and contactless payment facilities only as they are considered medium usage machines.</p> <p>1.6. All 14 of the councils car parks will have at least one machine that accepts coins, contactless, and card (chip) payment facilities. These machines will also be able to produce a VAT receipt for customers on request. 3 car parks will have an additional machine with contactless and chip facilities due to high usage.</p> <p>1.7. It is recommended that the cash facilities at new payment terminals in the Borough remain under review. The ability to remove the payment terminal cash boxes in Page 17 Agenda Item 72 the future will be determined by means of reviewing usage figures and customer payment patterns as demand for cash payments changes over the coming years.</p> <p>1.8. Cabinet agreed to delegate authority to the Director of Environment and Regeneration, in consultation with the Cabinet Members for Regeneration, Housing and the Climate Emergency and Adult Social Care and Public Health, to finalise any operational matters in relation to the implementation of the proposals.</p>
8	Additional Restrictions Grant Scheme	<p>RESOLVED:</p> <p>1. That Cabinet reviewed and agreed the Additional Restrictions Grant Policy for Phase three</p> <p>2. That Cabinet agreed that stream three of Phase three is delegated to the Cabinet Members for Finance, Performance, Recovery and the Local Economy and the Director of Corporate Services to determine the distribution to businesses</p>
9	Public consultation on Merton's draft Housing Strategy	<p>RESOLVED:</p> <p>A. That Cabinet approved six weeks of public consultation on Merton's draft housing delivery</p>

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		strategy												
10	Strategic Partner Programme – Future Approach	<p>RESOLVED that Cabinet:</p> <p>(1) Agreed to the extension of funding for one further year (April 2022-March 2023) for each of the five elements of the Strategic Partner Programme 2019-22 as set out in Appendix I and summarised in paragraphs 3.1 to 3.5 to support the full development and implementation of the current work streams outlined in this report. (2) Noted the progress of key strands of the Recovery and Modernisation Programme as set out in paragraphs 2.3 to 2.8. (3) Noted the further review of C&amp;H prevention activities as set out in paragraphs 2.9 to 2.11.</p>												
11	Treasury Management Annual Review Report	<p>RESOLVED:</p> <p>A. That Cabinet noted the report which provided Members with an update on the Council's Treasury management activity during 2020-21 and detailed any areas of difference from the Treasury management strategy approved in March 2020</p>												
12	Financial Monitoring Report - Period 2 May 2021	<p>RESOLVED:</p> <p>A. That Cabinet noted the financial reporting data for month 2, May 2021, relating to revenue budgetary control, showing a forecast net adverse variance at yearend on net service expenditure of £3.39m, reducing to £1.1m when corporate and funding items are included.  B. That Cabinet approved a virement to transfer £46,820 budget from Corporate Services to C&amp;H to reflect a change in structure for one post previously within the Client Financial Affairs team That Cabinet note the contents of Section 5 of the report and approve the adjustments to the Capital Programme in the Table below:</p> <table border="1" data-bbox="734 1157 2222 1377"> <thead> <tr> <th></th> <th>Budg et 2021 -22 £</th> <th>Budg et 2022 -23 £</th> <th>Budg et 2023 -24</th> <th>Budg et 2024 -25 £</th> <th>Narrative</th> </tr> </thead> <tbody> <tr> <td>Corporate Services</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>		Budg et 2021 -22 £	Budg et 2022 -23 £	Budg et 2023 -24	Budg et 2024 -25 £	Narrative	Corporate Services					
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	Customer Contact	(150,000)	150,000	0	0	Reprofiled in line with projected spend
	Payroll System	153,200				Drawdown from a Corporate Reserve
	Acquisitions Budget	200,000	0	0	(200,000)	Property Purchase
	<u>Community and Housing</u>					
	West Barnes Library Re-Fit	(200,000)			200,000	Re-profiled Budget
	<u>Children, Schools and Families</u>					
	Harris Morden - Morden Multi Sport Community Pitch	135,000				Virement to fund revised scheme
	<u>Environment and Regeneration</u>					
	Morden Rec Hockey Pitch	(135,000)				Virement to fund revised scheme
	Pay and Display Machines- Emissions Based Charging	333,000				Virement to fund Emission Based Charging Scheme
	Car Park Upgrades	(333,000)				Virement to fund Emission Based Charging Scheme
	Morden Park Cycle Path	227,220				Additional TfL Funding
	Accessability Programme	51,520				Additional TfL Funding
	Traffic Schemes	3,000				Additional TfL Funding
	Cycle Improve Residential Stre	(9,210)				S106 £20,550

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			0)				
		Unallocated TFL	(272,530)				Virement from Unallocated TfL Budge
		<b>Total</b>	<b>3,200</b>	<b>150,000</b>	<b>0</b>	<b>0</b>	
<b>13</b>	Financial Review - Outturn 20/21	<p>RESOLVED:</p> <p>A. That Cabinet noted the revenue outturn for 2020/21</p> <p>B. That Cabinet noted additional training for budget managers will be carried out, targeting areas with substantial differences between forecast variances at period 10 and final outturn.</p> <p>C. That Cabinet considered the outturn position on Capital and approved the Slippage into 2021/22 and other adjustments detailed in Appendix 2C, 2C1 and Section 7 of the report</p>					
<b>14</b>	CHAS 2013 LTD	<p>RESOLVED:</p> <p>A. That Cabinet appointed the Chief Executive, in consultation with the Director of Corporate Services and the Managing Director of the South London Legal Partnership (the Shareholder Panel) to act as the Council's Shareholder Representatives for the purposes of taking decisions on the matters reserved for the Council as the sole shareholder in CHAS 2013 Limited ("the Company"), except for the matters listed in paragraph 2.12 of this report which shall be reserved for decision by the Cabinet;</p> <p>B. That Cabinet approved the revised articles of association and shareholder agreement attached as appendix A and B respectively, subject to any changes which the Shareholder Panel consider reasonably necessary in order to protect the Council's interests;</p> <p>C. That Cabinet approved the proposed new company structure set out in paragraph 2.2 and that to delegate authority to the Shareholder Panel to agree the articles of association and any shareholder agreement relating to that new structure and to make any necessary applications in order to effect those changes;</p> <p>D. That Cabinet authorised the Shareholder Panel to agree the proposal for the Company to acquire Company X at such a price and on such terms as in their view, having taken such advice as may be appropriate, represents a fair and proper commercial consideration;</p>					

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		E. That Cabinet noted that decisions by the Shareholder Panel will, where appropriate, be taken in consultation with the Cabinet Member for Finance.
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## Merton Council - call-in request form

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

### 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](mailto:democratic.services@merton.gov.uk)
- **OR** as a signed paper copy to the Head of Democracy and Electoral Services, 1<sup>st</sup> 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