

## Record of officer decision

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| <b>Decision title:</b>                   | Award of contract for pre surface dressing patching works of various sites – Works Order 36   |
| <b>Date of decision:</b>                 | 09/12/25  |
| <b>Decision maker:</b>                   | Corporate Director for Economy and Environment  |
| <b>Authority for delegated decision:</b> | <p>A Cabinet Member decision was taken on 28<sup>th</sup> January 2025 to confirm highways maintenance funding for 2025/26 and the annual plan for the Public Realm Services contract with Balfour Beatty Living Places (BBLP).</p> <p>(c) the Interim Chief Operating Officer be authorised to agree, through the Public Realm Contract governance arrangements, final adjustments to the programme (including any recommendations from the Strategic Partnering Board) and budget allocation to each of the Annexes and any in-year adjustments to the plan, within the overall budget; including the retained capital budget;</p> <p>(d) The interim Chief Operating Officer be authorised to implement and expend the Department for Transport (DFT) Local Highways Maintenance Funding Allocations for 2025/26 of £5,882m in accordance with the Highways Maintenance Plan.</p> <p>Full details of the decision taken can be seen at the following link:</p> <p><a href="#">Issue details - Public Realm Services Annual Plan and Highways Commission 2025 - 2026 (Title has been amended formerly known as Public Realm Services Annual Plan 2025/26) - Herefordshire Council</a></p> |
| <b>Ward:</b>                             | Countywide.   |
| <b>Consultation:</b>                     | <p>As part of the revised consultation process for key decisions, a Political Group Consultation was undertaken on 10<sup>th</sup> January 2025 with Officers outlining the content of the Cabinet Member decision that was then taken. Further details can be found at:</p> <p><a href="#">Issue details - Public Realm Services Annual Plan and Highways Commission 2025 - 2026 (Title has been amended formerly known as Public Realm Services Annual Plan 2025/26) - Herefordshire Council</a></p> <p>Ward Members and Parish Councils will be informed of works that are to take place in their area.</p>  |
| <b>Decision made:</b>                    | To award a contract (Works Order 36) to Tarmac Trading Ltd using the Council's Highways and Public Realm Schemes Framework, to the initial value of £771,760.65 for surface dressing preparation works on C and U roads across the county, as set out in Appendix 1.  |
| <b>Reasons for decision:</b>             | In order to deliver the investment as set out in the Cabinet Member Decision Report, the Council needs to award a contract to a contractor for pre-surface dressing patching work.  |

|  | <p>The Council has its own framework for the delivery of civil engineering and associated works for the improvement of the Council's highway network and public realm, procured following Council's Contract Rules and the Public Contract Regulations 2015. As part of this framework, surfacing works (Lot 4) has been included through which pre-surface dressing patching works can be delivered.</p> <p>Officers have identified that the capacity exists on the framework and that the best value for money is represented by awarding the contract through that framework.</p> <p>Under the selection procedure for the framework, Officers have used the quotation information provided which shows that the total of the prices of Tarmac Trading Ltd is likely to be significantly lower than that of the other Suppliers based on the quotation information submitted within the framework tender and therefore a Secondary Competition is unlikely to add value. As such it is intended to instruct Tarmac Trading Ltd to provide Quotations without Secondary Competition for individual packages of work.</p> |                      |                    |                      |           |                |       |             |                   |             |  |            |                   |       |  |             |  |
|--|---|----------------------|--------------------|----------------------|-----------|----------------|-------|-------------|-------------------|-------------|--|------------|-------------------|-------|--|-------------|--|
| <b>Equality Considerations</b>   | <p>This work being carried out is founded on the guidance set out in Well Managed Highway Infrastructure: A Code of Practice. When considering the highway network hierarchy in Herefordshire the presence of community, medical or educational facilities are considered as part of the usage consideration ensuring that highway corridors to these facilities are afforded more priority.</p> <p>As a result, the selection of roads for investment as part of this decision is considered to have a positive impact on the protected characteristics of Age and Disability. The investment set out in this report is considered to have a neutral impact on the other protected characteristics.</p>  |                      |                    |                      |           |                |       |             |                   |             |  |            |                   |       |  |             |  |
| <b>Highlight any associated risks/finance/legal/equality considerations:</b> | <p>Finance:</p> <p>A total budget of £5.882m has been allocated to this project, funded from the Department for Transport's Highway Maintenance grant allocation.</p> <p>Of this budget, £4.5m has been committed to date. A further £771,760.65 will be committed as a result of this decision, plus £77,176.06 contingency.</p> <table border="1" data-bbox="504 1657 1457 1933"> <thead> <tr> <th>Budget Name</th> <th>Total Works Budget</th> <th>Contract Works Value</th> <th>Cost Code</th> </tr> </thead> <tbody> <tr> <td>Works – CM7396</td> <td>£1.3m</td> <td>£771,760.65</td> <td>CM7396<br/>CAP7396</td> </tr> <tr> <td>Contingency</td> <td></td> <td>£77,176.06</td> <td>CM7396<br/>CAP7396</td> </tr> <tr> <td>Total</td> <td></td> <td>£848,936.71</td> <td></td> </tr> </tbody> </table> <p><b>Risk Management:</b></p> <p>The creation of a framework has contributed to minimising risks associated with procurement delay, supply chain resilience and demonstrating</p>  | Budget Name          | Total Works Budget | Contract Works Value | Cost Code | Works – CM7396 | £1.3m | £771,760.65 | CM7396<br>CAP7396 | Contingency |  | £77,176.06 | CM7396<br>CAP7396 | Total |  | £848,936.71 |  |
| Budget Name  | Total Works Budget  | Contract Works Value | Cost Code          |                      |           |                |       |             |                   |             |  |            |                   |       |  |             |  |
| Works – CM7396   | £1.3m   | £771,760.65          | CM7396<br>CAP7396  |                      |           |                |       |             |                   |             |  |            |                   |       |  |             |  |
| Contingency  |   | £77,176.06           | CM7396<br>CAP7396  |                      |           |                |       |             |                   |             |  |            |                   |       |  |             |  |
| Total  |   | £848,936.71          |                    |                      |           |                |       |             |                   |             |  |            |                   |       |  |             |  |

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|  | <p>competition and value for money for the public purse. The identified works should reduce the risk to users on the network as a result of improved condition.</p> <p><b>Legal Implications:</b></p> <p>A procurement process to create a Highways and Public Realm Schemes Framework was conducted during January and February 2024 in accordance with the Council's Contracts Procedure Rules.</p> <p>The framework is operated under the NEC4 Framework Contract arrangements with NEC4 Engineering and Construction Short Contracts used for delivery of individual schemes.</p> |
| <b>Details of any alternative options considered and rejected:</b> | <p>That this additional investment is not made and the Council continues to maintain Herefordshire's highways in accordance with sound asset management practices but wholly within the maintenance allocations and grant funding made available by Central Government.</p>   |
| <b>Details of any declarations of interest made:</b>               | <p>None</p>   |

Signed:

Date:

**Please ensure that signatures are redacted before publishing.**

- B4385 - Leintwardine to Marlow
- C1004 - Ford Street, Stapleton
- C1172 - Wellington Heath
- C1258 - Symonds Yat Road
- U65622 - Coombe Lane & The Barrow, Cradley
- U65623 - Greenhill
- U65624 - Nupend Lane
- U71413 - Garway to Trolway