

**Open Report on behalf of Andy Gutherson, Executive Director - Place**

Report to:	<b>Councillor M J Hill OBE, Leader of the Council</b>
Date:	<b>27 April 2021 – 30 April 2021</b>
Subject:	<b>Navenby, Green Man Road</b>
Decision Reference:	<b>I022141</b>
Key decision?	<b>Yes</b>

**Summary:**

Approval is sought to award a contract for the main works for resurfacing works at Green Man Road, Navenby.

**Recommendation(s):**

That the Leader of the Council approves the award of a main contract for the Navenby, Green Man Road Scheme.

**Alternatives Considered:**

- |    |  |
|----|--|
| 1. | Not to award a contract which will result in the remedial works not being completed and the inevitable consequence that the road condition will continue to deteriorate, with deeper structural failures and ultimately result in a larger cost of future repair. An alternative use for the County's stockpile of tar bound planings will have to be found. |
|----|--|

**Reasons for Recommendation:**

To allow the works to proceed and provide a serviceable, and safe, running surface for the travelling public.

**1. Background**

- 1.1 Green Man Road, Navenby has been identified by Lincs Laboratory as approaching the end of its serviceable life. Furthermore, it has been recommended for foambase treatment; re-use of previously reclaimed tar bound planings.

- 1.2 Many of Lincolnshire's older roads contain tar bound material. Tar is carcinogenic and as such has to be either disposed of safely at a licensed tip or re-used in the highway adopting Environment Agency approved methods.
- 1.3 Site won tar bound planings arising from maintenance schemes are stockpiled at Claxby Depot. The stockpile contains 3000 Tonnes.
- 1.4 The proposals are to resurface 2.4km of Green Man Road by insitu pulverisation of the existing surface to a depth of 250mm, importing 2000T of tar bound planings, all blended with cement to create foambase. A new 60mm thick layer of tarmac will be laid over the top to complete the work.
- 1.5 The width of this road will also be increased to 5.5m wide.
- 1.6 Work will take place during day time hours Monday to Friday, but due to the depth of construction, complexity of the work, and width of highway available, the road will remain closed 24 hours a day, 7 days a week until completion. Access to residential properties will be maintained at all times.
- 1.7 Traffic will be managed by road closures with signed suitable alternative routes will be provided and maintained in serviceable condition.
- 1.8 The works are currently being target costed via Lincolnshire County Councils Term Service Contract with Balfour Beatty. The estimated cost of the works is £1,200,000.
- 1.9 The whole scheme costs are:

Costs incurred thus far

- Design fees - £37,000

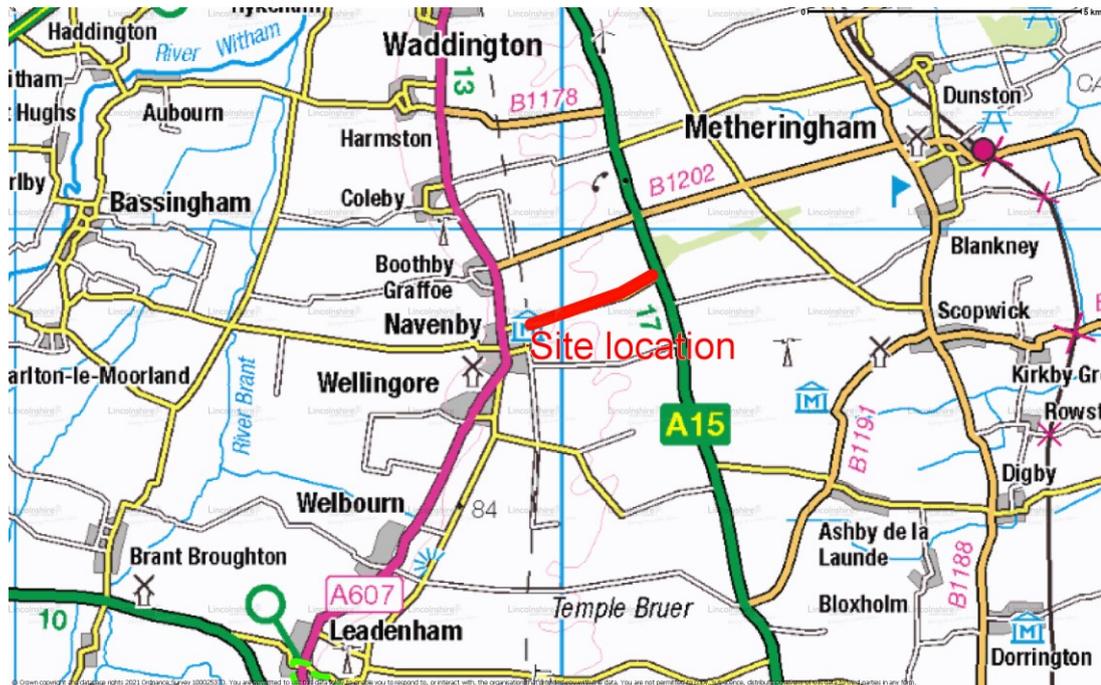
Projected additional costs

- Resurfacing contract - £1,200,000
- Supervision fees - £27,000
- Laboratory / final product testing costs - £24,000

**TOTAL SCHEME COST - £1,288,000**

- 1.10 The scheme will be funded from the 2021/22 Highways Asset Protection PRN Budget.

## 1.11 Location Plan



## 2. Legal Issues:

### Equality Act 2010

Under section 149 of the Equality Act 2010, the Council must, in the exercise of its functions, have due regard to the need to:

Eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act.

Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it.

Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

The relevant protected characteristics are age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; and sexual orientation.

Having due regard to the need to advance equality of opportunity involves having due regard, in particular, to the need to:

- Remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic.
- Take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it.

- Encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities.

Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to tackle prejudice, and promote understanding.

Compliance with the duties in section 149 may involve treating some persons more favourably than others.

The duty cannot be delegated and must be discharged by the decision-maker. To discharge the statutory duty the decision-maker must analyse all the relevant material with the specific statutory obligations in mind. If a risk of adverse impact is identified consideration must be given to measures to avoid that impact as part of the decision making process.

An Equality Impact Assessment has not been undertaken. This work is considered neutral in its impact on protected characteristics groups.

#### Joint Strategic Needs Analysis (JSNA and the Joint Health and Wellbeing Strategy (JHWS)

The Council must have regard to the Joint Strategic Needs Assessment (JSNA) and the Joint Health & Well Being Strategy (JHWS) in coming to a decision.

Consideration has been given to the JSNA and the JHWS and there are not considered to be any significant impacts on the health and wellbeing of the people of Lincolnshire.

#### Crime and Disorder

Under section 17 of the Crime and Disorder Act 1998, the Council must exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment), the misuse of drugs, alcohol and other substances in its area and re-offending in its area.

The works outlined above are not considered to have an impact on Section 17 of the Crime and Disorder Act 1998 matters.

### 3. Conclusion

The results of Lincs Laboratory investigation has identified this site as the best location to create a foambase resurfacing scheme and to re-use the county's stockpile of tar bound planings. This Report seeks approval for the award of a contract for the carrying out of the necessary works.

#### 4. Legal Comments:

The Council has the power to enter into the contract proposed.

The decision is consistent with the Policy Framework and within the remit of the Leader of the Council

#### 5. Resource Comments:

The works proposed in this paper are included in the programme of works funded by the Department for Transport Highways Asset Protection Grant and budgeted for in the Council's approved 2021/22 Capital Programme.

### 6. Consultation

#### a) Has Local Member Been Consulted?

Yes

#### b) Has Executive Councillor Been Consulted?

Yes

#### c) Scrutiny Comments

This report has not been considered by a Scrutiny Committee

#### d) Risks and Impact Analysis

See body of report

### 7. Background Papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Steve Brooks, who can be contacted on 07769 751579 or [steve.brooks@lincolnshire.gov.uk](mailto:steve.brooks@lincolnshire.gov.uk)