

ANGUS COUNCIL

INFRASTRUCTURE SERVICES COMMITTEE

21 APRIL 2009

AWARD OF ROAD SURFACING MECHANICAL RETEXTURING WORK TO  
KLARUW RMS LIMITED

REPORT BY THE DIRECTOR OF INFRASTRUCTURE SERVICES

**ABSTRACT**

This report recommends the award of road surface mechanical retexturing work to improve the skid resistance of several road surfaces in Angus to the specialist contractor Klaruw RMS Limited.

**1 RECOMMENDATION**

1.1 It is recommended that the Committee agrees:

- (i) to grant exemption from normal tendering arrangements on the basis of Financial Regulation 16.22.4(b)(ii) as set out at paragraph 4.2 of this report; and
- (ii) to award road surface mechanical retexturing work to improve the skid resistance of several road surfaces in Angus to the specialist contractor Klaruw RMS Limited in the amount of £70,435.

**2 DESCRIPTION OF WORKS**

2.1 Mechanical retexturing involves the abrasion by means of flailing of the existing surface stone which contacts with vehicle tyres restoring the micro texture and improving the skid resistance of the road surface. The process is quicker, more cost effective and less weather susceptible than other processes such as surface dressing and resurfacing which require the import and use of virgin aggregates. Mechanical retexturing retextures the existing stone insitu.

2.2 Following a machine based skid resistance survey of several road lengths a number of these areas were identified which would benefit from improvements to the skid resistance of the surface. From these only those surfaces in sound condition (i.e. with no major cracking, deformation, etc which would call for additional work such as surfacing) have been selected for the process.

**3 DETAILS**

3.1 Klaruw RMS Limited are the only contractor on the council's Standing List of Contractors Category M6 for Carriageway Retexturing. Although other retexturing contractors exist Klaruw are the only ones known to offer a mechanical process to deal with the micro texture of the stone.

3.2 Klaruw RMS Limited has submitted a price of £70,435 for the works which price reflects the fact that the company will be working in a neighbouring authority area later this spring and which accordingly is reflected in the apportionment of the mobilisation costs. The rate per square metre of retexturing has not increased since

the last time the Company was employed in January/February 2008 when it was determined by the Head of Roads to offer good value. The shift and traffic management costs have increased slightly. This represents an increase of around 5% overall which is determined to be reasonable when the contractor's cost increases are considered. Overall the Head of Roads is of the view that this represents good value to the Council for the procurement of the proposed works.

- 3.3 The services required are of a specialist nature involving mechanical retexturing treatment to restore the skid resistance of the surface and the requirements of Regulation 16.6(2) in terms of seeking quotes from other contractors cannot be met. On this basis the Committee is asked to approve exemption from the normal tendering arrangements in terms of 16.22.4(b)(ii) and (vi) of the Council's Financial Regulations.

#### **4 EXEMPTION FROM NORMAL TENDERING REQUIREMENTS**

- 4.1 Section 16 of the Council's Financial Regulations requires that where the value of items being procured is beyond Chief Officers' delegated authority, full competitive advertised tendering, followed by committee approval, is required. Any departure from this requirement must be considered under the Exemptions Scheme contained in the Financial Regulations and which requires the approval of either the Exemption Co-ordinator or the appropriate Committee.
- 4.2 As noted at paragraph 3.2 above, the mechanical retexturing work which is required is only known to be supplied by one firm, Klaruw RMS Ltd. In light of this fact, an exemption from the normal tendering requirements of Section 16 is requested on the basis of Financial Regulation 16.22.4(b)(ii) "the services required are of a specialist nature" and members are asked to approve this exemption.

#### **5 FINANCIAL IMPLICATIONS**

- 5.1 The cost of the work is £70,435 and this can be met from the provision for resurfacing works within the Capital allocation within the Roads division maintenance budget for 2009/10 (section 3.1 refers).

#### **6 HUMAN RIGHTS IMPLICATIONS**

- 6.1 There are no human rights implications arising from the proposals in this report.

#### **7 EQUALITIES IMPLICATIONS**

- 7.1 The issues dealt with in this Report have been the subject of consideration from an equalities perspective (as required by legislation). An equalities impact assessment is not required.

#### **8 SINGLE OUTCOME AGREEMENT**

- 8.1 This report contributes to the following local outcome contained within the Single Outcome Agreement for Angus

#### **9. We live our lives safe from crime, disorder and danger**

- Communities in Angus are safe, secure and vibrant.

## **9 CONSULTATION**

- 9.1 The Chief Executive, the Director of Corporate Services, the Head of Law and Administration and the Head of Finance have been consulted in the preparation of this Report.

## **10 CONCLUSION**

- 10.1 On the basis that Klaruw are the only contractor known to be able to offer the process required and the price offered is considered to offer best value when compared to previous prices received it is recommended that Klaruw RMS Limited be awarded the retexturing work proposed at the rates received.

ERIC S LOWSON  
DIRECTOR OF INFRASTRUCTURE SERVICES

### NOTE

No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to any material extent in preparing the above Report.