

Confidential

Part II

Parish Council meeting to be held on 7th October 2019: Agenda item 20:

Black Path, Chudleigh Knighton: consider quotes for repairs to surface

Introduction

- This paper is marked confidential for commercial reasons because it includes a quote.
- Please see attached specification for works agreed with Devon County Council's Public Rights of Way Officer.

Quotes

Quotes have been sought from 3 contractors:

- Contractor A's quotes is attached.
- Contractor B has responded advising they are unable to offer a competitive tender in this instance due to prior commitments with recently awarded contracts.
- Contractor C has not responded.

Quote A

Broken down as follows:

Materials: £576.50

Labour: £1400.00

Machinery: £236.00

Sub-total: £2212.50 plus VAT (80% £1770 relates to Sibelco's part of Black Path & 20% £442.50 relates to Hennock Parish Council's part of Black Path)

Plus, additional work identified by contractor which would generally improve the surface and width of the path:

Materials: £200.00

Labour & machinery: £700.00

Sub-total: £900.00 plus VAT (in a telephone conversation, contractor A has advised that the proposed work is roughly split 50/50 between Sibelco and Parish Council's ownership)

Total of quote included additional work identified: £3112.50 plus VAT (£2220 relating to path owned by Sibelco & £892.50 relating to path owned by Parish Council)

Ownership/responsibility for Black Path

- Appendix 2 of the specification shows the ownership of Black Path which is roughly 50/50 owned by Sibelco UK and the Parish Council.
- Whilst Devon County Council (DCC) is responsible for the surface of this right of way irrespective of the ownership and DCC might have some funds to contribute, DCC would be looking for Sibelco and the Parish Council to fund the majority of the work.
- Sibelco has asked the Parish Council to obtain some costings and go back to them.

Funding

- The Parish Council has earmarked £5000 from Apple Tree Close Section 106 monies for this project. Section 106 monies should be spent by 31 December 2019.

Further points for the Parish Council to consider

- 3 quotes sought and only 1 quote received.
- The purpose of the work is to improve the surface of this popular footpath and improve accessibility for mobility scooter users. It should be noted, however, that whilst the proposed work will improve the path, it will not be made up like a road.
- DCC's Public Rights of Way Officer has confirmed that it is acceptable to use tarmac because it is not being introduced in to the environment as it is already there – it is a unique situation.
- The proposal uses recycled road planings and a U1 exemption licence will be required to do so which enables the use of suitable waste rather than virgin raw material.

Options:

1. Accept the quote purely for the work included in the specification (£2212.50 plus VAT) subject to a contribution from DCC and a contribution from Sibelco UK in line with its ownership.
2. Accept the quote for the specification work and the additional work identified which would further improve the path (£3112.50 plus VAT) subject to a contribution from DCC and a contribution from Sibelco UK in line with its ownership.
3. If DCC does not have any funds to contribute, accept the quote purely for the work included in the specification (£2212.50) subject to a contribution from Sibelco UK in line with its ownership.
4. If DCC does not have any funds, accept the quote for the specification work and the additional work identified which would further improve the path (£3112.50) subject to a contribution from Sibelco UK in line with its ownership.
5. Accept the quote purely for the work included in the specification (£2212.50) in the hope that Sibelco and DCC will contribute but not conditional upon them doing so.
6. Accept the quote for the specification work and the additional work identified which would further improve the path (£3112.50) in the hope that Sibelco and DCC will contribute but not conditional upon them doing so. Black Path would not fail the Public Rights of Way inspection criteria but the Public Rights of Way Officer has agreed that it would improve the path. The Parish Council would like the improvements to be made for the benefit of the residents of the Parish and particularly to improve accessibility and it has earmarked the funds to do so. Even if the Parish Council funded all of the costs (£3112.50 plus VAT) there would still be £1887.50 of unspent S106 monies. If the Council is unable to use these funds by 31st December 2019, it should ask Teignbridge District Council if they could be carried forward for a further year.

Helen Reynolds

Clerk to Hennock Parish Council

7th October 2019