


LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER		DATE: November 9, 2018
		Contract Modification: 1
		CONTRACT #: 227-2017
PROJECT: EA-3 Trunk Sewer Project; RMP CR-4		
TO: L-M Asphalt Partners, Ltd. dba ATS Construction		
Original Contract Amount		\$2,916,807.49
Cumulative Amount of Previous Contract Modifications		\$0.00
Percent Change of Previous Contract Modifications		0%
Existing Contract Amount		\$2,916,807.49
Net (increase/decrease) in Contract Amount - (From following pages)		\$1,017,000.00
Percent Change of This Contract Modification		34.87%
Original Contract Amount		\$2,916,807.49
Cumulative Amount of all Contract Modifications		\$1,017,000.00
Percent Change of all Contract Modifications		34.87%
New Contract Amount Including this Change Order		\$3,933,807.49
Recommended by		Date <u>11/15/18</u>
Accepted by	<u>Paul J. ... PE. for NEI</u> <small>RMP MANAGER (Proj.-Engr.)</small>	Date <u>11/15/18</u>
Accepted by	<u>D. ...</u> <small>ENGINEER OF RECORD (Consultant)</small>	Date <u>11/15/18</u>
Approved by	<u>Rodney G. Olyne For C.H. MARTIN</u> <small>(Contractor)</small>	Date <u>11-26-18</u>
Approved by	<u>[Signature]</u> <small>(Director)</small>	Date <u>12-10-18</u>
Approved by	<u>[Signature]</u> <small>(Commissioner)</small>	Date <u>DEC 04 2018</u>
Approved by	<u>[Signature]</u> <small>(Mayor or CAO)</small>	Date

**LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
CONTRACT MODIFICATION**

DATE: November 9, 2018
 Contract Mod #: 1
 CONTRACT #: 227-2017

Project: EA-3 Trunk Sewer Project; RMP CR-4

TO: L-M Asphalt Partners, Ltd. dba ATS Construction

You are hereby requested to comply with the following changes from the contract plans and specifications;

Item No.	ADD / DEL	Description of changes	Units	Quantity	Unit Price	Decrease in contract price	Increase in contract price
1	ADD	Increase Contract Completion Date for the pipe and manholes (available for flow) to 12/31/18. This additional time includes all previously requested time for delays for weather and any changes in the quantity of items bid, to date.	EA	1	\$ -	\$0.00	\$0.00
2	ADD	The quantity of rock to be removed was much greater than what was indicated in the Bid Form. The total estimated quantity of rock removal, at this point, is 13,175 CY or approx. 11,300 CY additional.	CY	11300	\$ 90.00	\$ -	\$ 1,017,000.00
3					\$ -	\$ -	\$ -
4					\$ -	\$ -	\$ -
5					\$ -	\$ -	\$ -
6					\$ -	\$ -	\$ -
7					\$ -	\$ -	\$ -
8					\$ -	\$ -	\$ -
						\$ -	\$ -
Total decrease						\$0.00	
Total increase							\$1,017,000.00
Net (decrease increase) in contract price							\$1,017,000.00

JUSTIFICATION FOR CHANGE

PROJECT:	EA-3 Trunk Sewer; RMP CR-4
CONTRACT NO.	227-2017
CHANGE ORDER:	1

1. Necessity for change: Rock removal greater than indicated in the Bid Form. Gravity sewer installed at depths from 12.5 to 31.3 feet. This sewer was installed this deep to allow for the elimination of 3 upstream pump stations.
2. Is proposed change an alternate bid? ___Yes ___X No
3. Will proposed change alter the physical size of the project? ___Yes ___X No
If "Yes", explain.
4. Effect of this change on other prime contractors: N/A
5. Has consent of surety been obtained? ___X Yes ___Not Necessary
6. Will this change affect expiration or extent of insurance coverage? ___X Yes ___No
If "Yes", will the policies be extended? ___X Yes ___No
7. Effect on operation and maintenance costs: N/A
8. Effect on contract completion date: The contract completion date shall be extended for the pipe and manholes (ready to accept flow) to 12/31/18.

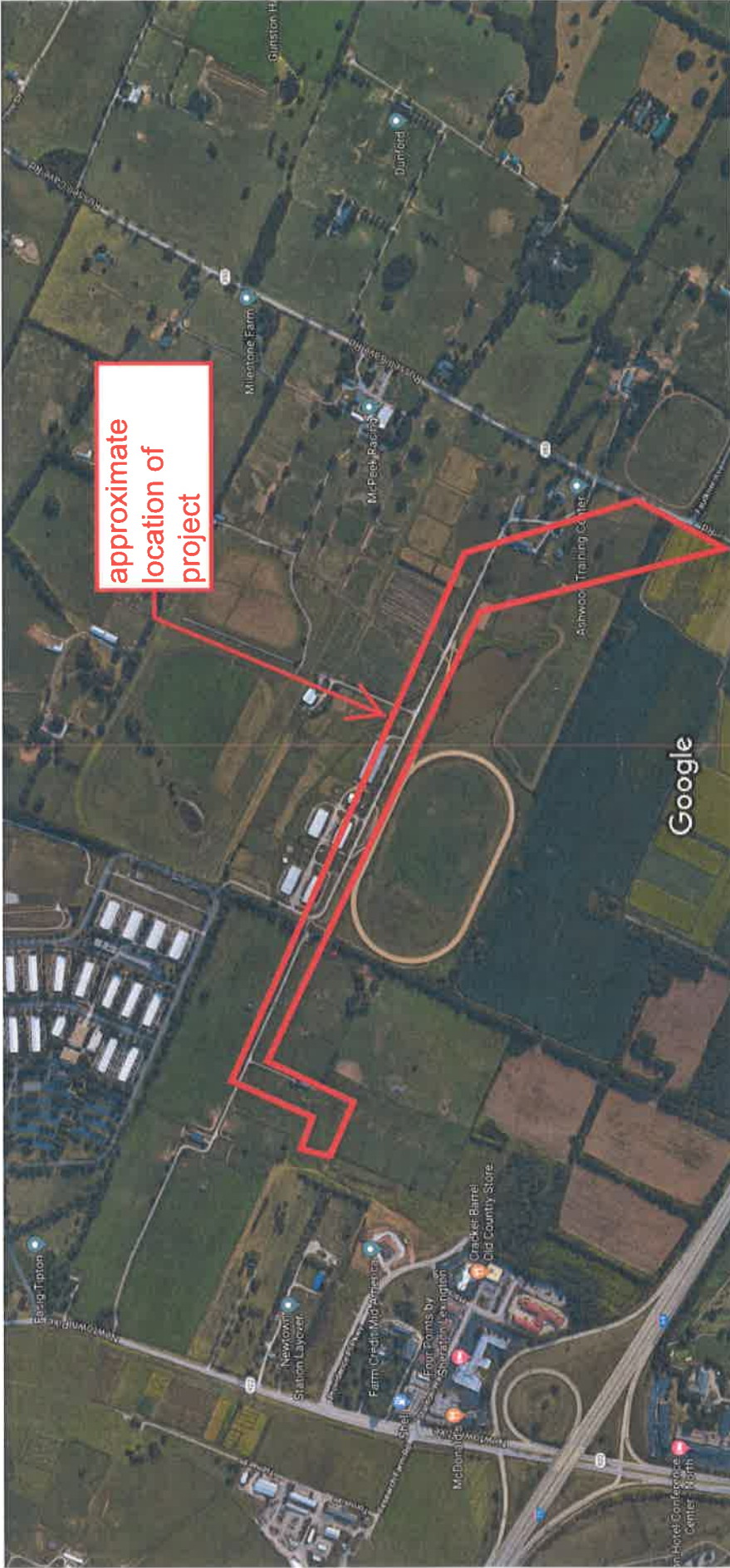


Mayor

DEC 04 2018

_____ Date

EA3 Trunk Sewer Project



approximate location of project

MAYOR JIM GRAY



LEXINGTON

CHARLES H. MARTIN, P.E.
DIRECTOR
WATER QUALITY

TO: Mayor Jim Gray
Urban County Council

FROM: Rodney E. Chems FOR C.H. MARTIN
Charles H. Martin, P.E., Director
Division of Water Quality

DATE: November 16th, 2018

SUBJECT: Change Order No. 1 – EA3 Trunk Sewer Project

Request

The Division of Water Quality requests authorization to execute Change Order No. 1 to the agreement with L-M Asphalt Partners, Ltd. dba ATS Construction for the EA3 Trunk Sewer Project, increasing the contract price by a sum of \$1,017,000.00 from \$2,916,807.49 to \$3,933,807.49, and extend the contract deadline to December 31, 2018.

Purpose of Request

The requested change is to increase the quantity of rock removal from the original bid to the quantity encountered in the field. The bid quantity was 1,875 cubic yards and the field quantity is 11,300 cubic yards for a total of 13,175 cubic yards. At the unit price bid by ATS Construction this is an increase of \$1,017,000. Of the seven (7) bidders, ATS has the lowest unit price for rock removal. The contract completion date has been extended to reflect the delay experienced by the contractor for unusual weather, additional rock excavation and restricted work hours.

Project Cost in FY19 and in Future Budget Years

The cost for this FY is: \$1,017,000.00. The cost for future FY is: N/A

Are Funds Budgeted

The funds are budgeted in 4003-303408-3466-92811 2016 EA3TRK_2016 CONSENT_DE

Director/Commissioner

Martin



LaDonna Roberts

From: Michael Cravens
Sent: Monday, November 19, 2018 2:32 PM
To: Commisioner EQ PW Exec Asst
Cc: Charles Martin
Subject: RE: Law Review: EA3 Trunk Change Order 1

I have reviewed this request for authorization for the Mayor to execute Change Order #1 to the agreement with L-M Asphalt Partners, Ltd. d/b/a ATS Construction, increasing the contract price by the sum of \$1,017,000.00, from \$2,916,807.49 to \$3,933,807.49, and extending the contract completion date to December 31, 2018.

No legal issues. OK to bluesheet.

Michael Cravens
Attorney Senior
Department of Law

859.258.3500
MCravens@lexingtonky.gov
lexingtonky.gov



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From: Janet Graham <jgraham@lexingtonky.gov>
Sent: Monday, November 19, 2018 10:46 AM
To: Michael Cravens <mcravens@lexingtonky.gov>
Cc: Commisioner EQ PW Exec Asst <commeqpwea@lexingtonky.gov>; Charles Martin <chmartin@lexingtonky.gov>; David Barberie <dbarberi@lexingtonky.gov>; Glenda George <glendah@lexingtonky.gov>; Keith Horn <mhorn@lexingtonky.gov>
Subject: FW: Law Review: EA3 Trunk Change Order 1

Michael, please review and thanks.

NOTICE OF CONFIDENTIALITY

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prohibited. If you have received this communication in error, delete it from your system without copying or forwarding it, and notify the sender of the error by replying via e-mail or by calling the Department of Law at (859) 258-3500, so that our address record can be corrected. Thank you.

Janet M. Graham
Commissioner of Law
Department of Law
200 East Main Street
Lexington, KY 40507
859.258.3500 office
859.258.3538 fax
jgraham@lexingtonky.gov



From: Commissioner EQ PW Exec Asst <commeqpwea@lexingtonky.gov>
Sent: Monday, November 19, 2018 9:33 AM
To: Janet Graham <jgraham@lexingtonky.gov>; Michael Cravens <mcravens@lexingtonky.gov>
Cc: LaDonna Roberts <lroberts@lexingtonky.gov>; Charles Martin <chmartin@lexingtonky.gov>
Subject: FW: Law Review: EA3 Trunk Change Order 1

Janet, please assign the attached for Law review.

Sandy
3401

Sandra Sue Burke
Executive Assistant to Charles H. Martin
Acting Commissioner, Department of Environmental Quality & Public Works

859.258.3400 office
859.684.3493 cell
lexingtonky.gov



From: LaDonna Roberts
Sent: Monday, November 19, 2018 8:47 AM
To: Commissioner EQ PW Exec Asst <commeqpwea@lexingtonky.gov>
Cc: Charles Martin <chmartin@lexingtonky.gov>
Subject: Law Review: EA3 Trunk Change Order 1

Good morning,

Please send the attached files to law for review.

Thank you,

LaDonna Roberts
Administrative Specialist
Division of Water Quality

859.258.3362 office
lexingtonky.gov