

**LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE
 ORDER**

DATE: July 17, 2018

Contract Modification: 1 (FINAL)

CONTRACT #: 314-2016

PROJECT: Coldstream Park Stream Corridor Restoration and Preservation
 Consent Decree Supplemental Environmental Project
 Resolution No. 723-2016

TO: Advanced Mulching Technologies, Inc. dba EcoGro
 P.O. Box 22273
 Lexington, KY 40522

Original Contract Amount	\$957,009.62
Cumulative Amount of Previous Contract Modifications	\$0.00
Percent Change of Previous Contract Modifications	0%
Existing Contract Amount	\$957,009.62
Net (increase/decrease) in Contract Amount - (From following pages)	-\$1,015.00
Percent Change of This Contract Modification	0%
Original Contract Amount	\$957,009.62
Cumulative Amount of all Contract Modifications	-\$1,015.00
Percent Change of all Contract Modifications	0%
New Contract Amount Including this Change Order	\$955,994.62

Recommended by [Signature] (Proj. Engr.) Date 7/25/18

Accepted by [Signature] (Consultant) Date 7/25/18

Accepted by [Signature] (Contractor) Date 7-25-18

Approved by [Signature] (Director) Date 7/27/18

Approved by [Signature] (Commissioner) Date 8/29/18

Approved by [Signature] (Mayor or CAO) Date AUG 30 2018

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

DATE: July 17, 2018
Contract Mod #: 1 (FINAL)
CONTRACT #: 314-2016

Project: Coldstream Park Stream Corridor Restoration and Preservation Consent Decree SEP
TO: Advanced Mulching Technologies, Inc. dba EcoGro

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	Increase in contract price	Decrease in contract price	Increase in contract price
1	DEL	Remove Bid Item No. 16 Allowance: Miscellaneous	LS	1	\$ 50,000.00	\$	\$ 50,000.00	\$ -
		Site Improvements for Itemized Allocation				\$	-	\$ -
2	ADD	Actual net costs associated with Itemized Site	LS	1	\$ 48,985.00	\$	-	\$ 48,985.00
		Improvements No. 1-9 and Savings Items No. 1-5				\$	-	\$ -
		(per attached Site Improvement Allowance				\$	-	\$ -
		Memorandum))				\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
N/A						\$	-	\$ -
Total decrease						\$	50,000.00	
Total increase								\$ 48,985.00
Net (increase) in contract price								\$ (1,015.00)

JUSTIFICATION FOR CHANGE

PROJECT:	Coldstream SEP
CONTRACT NO.	314-2016
CHANGE ORDER:	1 (FINAL)

1. Necessity for change: To realize the net savings from on-site harvesting of D50 rock and the use of on-site boulders and soil, while also adding site improvements per the attached itemization.
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? ___ Yes X Not Necessary
6. Will this change affect expiration or extent of insurance coverage? ___ Yes X No
If "Yes", will the policies be extended? ___ Yes ___ No
7. Effect on operation and maintenance costs: N/A
8. Effect on contract completion date: N/A



Mayor

AUG 30 2018
Date



improving lives one community at a time...through sustainable solutions

site improvement allowance memorandum

to: LFUCG
from: CDP Engineers
date: May 29th, 2018

The below numbered items detail site improvements performed by EcoGro / Ridgewater under the 'Allowance: Miscellaneous Site Improvements' for the Coldstream Park Stream Corridor Restoration and Preservation Consent Decree Supplemental Environmental Project.

ITEMS PERFORMED:

Item No.	Item Description	Associated Construction/ Installation Costs
1	Contractor installed a third temporary crossing for the construction of Wetland #3.	\$3,780.00
2	Contractor installed 2' high rock toe on 72% of the banks from sta. 15+50 to 24+50.	\$21,900.00
3	Contractor installed additional rock at entrance to scour pool to elevation 888' sta. 24+50 to 25+75.	\$13,260.00
4	Contractor installed additional rock to pool level of 887' on right side from sta. 25+75 to 27+00.	\$4,680.00
5	Contractor installed 7 additional grade controls (every 4" in elevation drop).	\$25,272.00
6	Contractor installed 30 linear feet of extra riffle length at sta. 27+05. Contractor shortened immediately adjacent upstream and downstream riffle lengths from sta. 39+00 to accommodate the additional riffle length without shortening the pools.	\$2,808.00
7	Contractor installed rock toe in outer bends.	\$30,030.00
8	Contractor installed rock ditches where concentrated flow entered newly excavated valley.	\$14,625.00
9	Contractor installed rock toe on both banks from sta. 58+25 to sta. 60+00 and flattened the steep slopes to 3H:1V.	\$6,630.00
<i>Subtotal</i>		<i>\$122,985.00</i>

ITEMS PERFORMED RESULTING IN BUDGET SAVINGS:

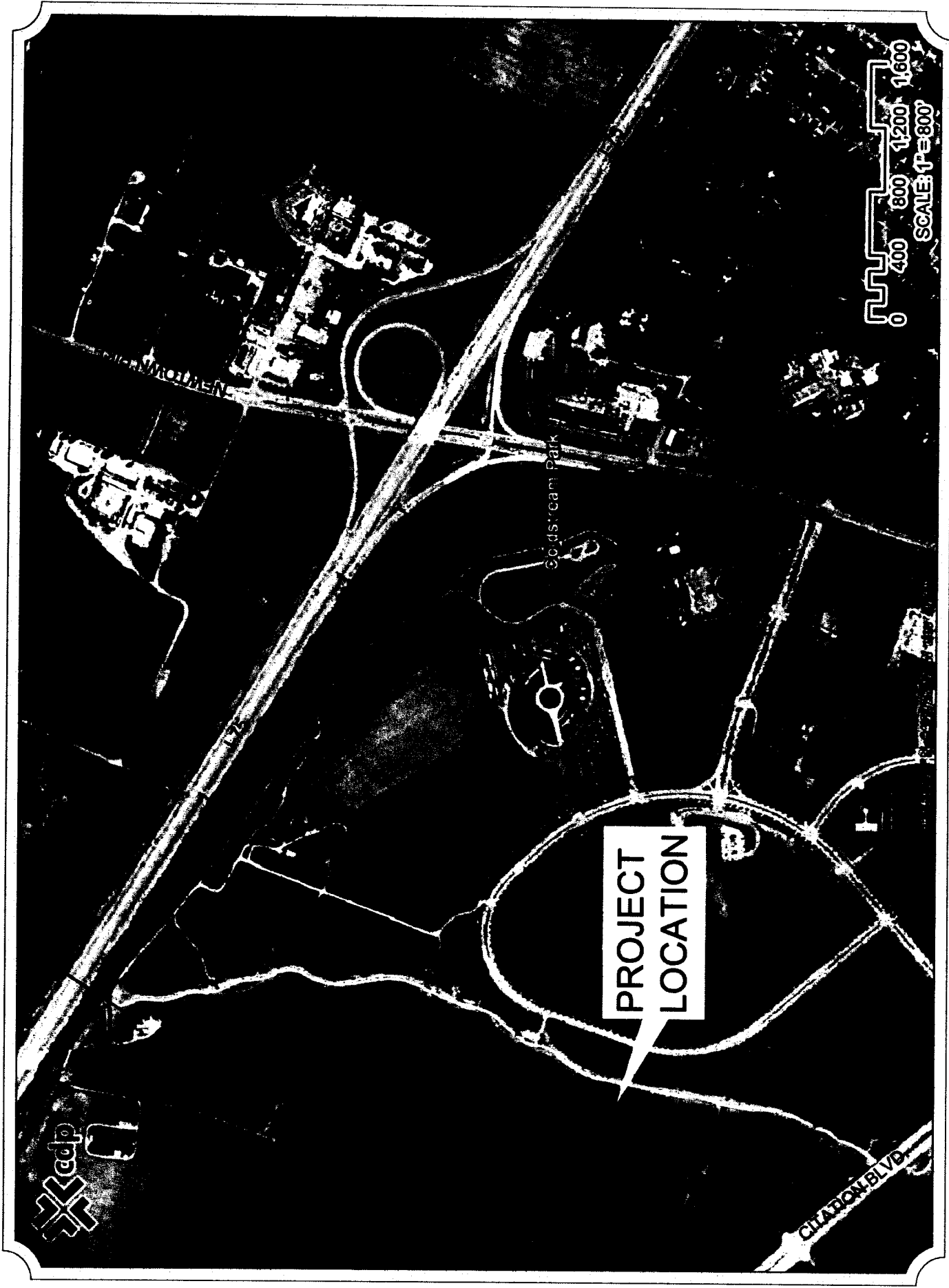
Item No.	Item Description	Associated Construction/ Installation Costs
1	Contractor used existing soil instead of 6" of topsoil in valley bottom.	\$10,000.00

site improvement memorandum (cont.)
 May 29th, 2018
 Proj. #12012

2	Contractor flattened excavation side slopes to 3H:1V and did not install ECB in some locations.	\$20,000.00
3	Contractor harvested 6" of D50 rock on-site for riffles.	\$18,000.00
4	Contractor harvested 12" of D50 rock on-site for transition scour pool and ramp.	\$18,000.00
5	Contractor used on-site boulders for wetland #3 bed edge in place of concrete curb.	\$8,000.00
<i>Subtotal</i>		<i>\$74,000.00</i>

Summary:

Net additions to contract	\$122,985.00
Net deductions to contract	(\$74,000.00)
<u>Contract Allowance "Miscellaneous Site Improvements"</u>	<u>\$ 50,000.00</u>
Net change to final contract amount	\$ 48,985.00
Net allowance remaining	\$ 1,015.00



Coldstream Park Stream Corridor Restoration and Preservation Consent Decree SEP

Lexington-Fayette Urban County Government

January 2016

LaDonna Roberts

From: Michael Cravens
Sent: Tuesday, July 31, 2018 11:07 AM
To: Commisioner EQ PW Exec Asst
Cc: Charles Martin; LaDonna Roberts
Subject: RE: Law Review: Change Order #1 EcoGro Coldstream Park Corridor Restoration and Preservation Project

I have reviewed this request for authorization to execute the final change order for the Coldstream Park SEP, decreasing the contract price by the sum of \$1,015.00 from \$957,009.62 to \$955,994.62. There are no legal issues with this request.

Michael Cravens
Attorney Senior
Department of Law

859.258.3500
MCravens@lexingtonky.gov
lexingtonky.gov



NOTICE OF CONFIDENTIALITY

This message is intended only for the use of the individual or entity to which it is addressed and may contain confidential information that is legally privileged and exempt from disclosure under applicable law, including but not limited to, Kentucky Rule of Evidence 503. Any legal opinion provided in this electronic mail transmission is provided in the course of my legal representation of the Lexington-Fayette Urban County Government and should not be disseminated to the public. If the reader of this message is not the intended recipient, you are notified that any dissemination, distribution or copying of this communication is strictly 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.

From: Janet Graham
Sent: Tuesday, July 31, 2018 7:43 AM
To: Michael Cravens <mcravens@lexingtonky.gov>
Cc: Charles Martin <chmartin@lexingtonky.gov>; LaDonna Roberts <lroberts@lexingtonky.gov>; Commisioner EQ PW Exec Asst <commeqpwea@lexingtonky.gov>; David Barberie <dbarberi@lexingtonky.gov>; Glenda George <glendah@lexingtonky.gov>; Keith Horn <mhorn@lexingtonky.gov>
Subject: FW: Law Review: Change Order #1 EcoGro Coldstream Park Corridor Restoration and Preservation Project

Michael, please handle and thanks.

NOTICE OF CONFIDENTIALITY

This message is intended only for the use of the individual or entity to which it is addressed and may contain confidential information that is legally privileged and exempt from disclosure under applicable law, including but not limited to, Kentucky Rule of Evidence 503. Any legal opinion provided in this electronic mail transmission is provided in the course of my legal representation of the Lexington-Fayette Urban County Government and should not be disseminated to the public. If the reader of this message is not the intended recipient, you are notified that any dissemination, distribution or copying of this communication is strictly 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
Sent: Tuesday, July 31, 2018 7:39 AM
To: Janet Graham; Michael Cravens
Cc: LaDonna Roberts; Charles Martin
Subject: FW: Law Review: Change Order #1 EcoGro Coldstream Park Corridor Restoration and Preservation Project

Janet,

Please assign the attached for review prior to input in Legistar.

Many thanks,

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, July 30, 2018 10:21 AM
To: Commissioner EQ PW Exec Asst <commegpwea@lexingtonky.gov>
Subject: Law Review: Change Order #1 EcoGro Coldstream Park Corridor Restoration and Preservation Project

Here is another to send for law review before we enter into Legistar.

Thank you,

LaDonna Roberts
Administrative Specialist
Division of Water Quality

859.258.3362 office
lexingtonky.gov



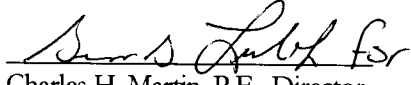
MAYOR JIM GRAY



LEXINGTON

CHARLES H. MARTIN P.E.
DIRECTOR
WATER QUALITY

TO: Mayor Jim Gray
Urban County Council

FROM: 
Charles H. Martin, P.E., Director
Division of Water Quality

DATE: July 26, 2018

SUBJECT: Change Order No. 1 (FINAL)
Coldstream Park Corridor Restoration and Preservation Consent Decree Supplemental
Environmental Project

Request

The Division of Water Quality requests authorization to execute Change Order No. 1 (FINAL) with Advanced Mulching Technologies, Inc. dba EcoGro decreasing the contract price of the Coldstream Park Corridor Restoration and Preservation Consent Decree Supplemental Environmental Project by the sum of \$1,015.00 from \$957,009.62 to \$955,994.62.

Why are you requesting?

To realize the net savings from on-site harvesting of D50 rock and the use of on-site boulders and soil. Also, to allocate the added site improvements detailed per the attached itemized Site Improvement Allowance Memorandum dated May 29, 2018.

What is the cost in this budget year and future budget years?

The change order results in a decrease of \$1,015.00 to the contract.

Are the funds budgeted?

The funds are budgeted in: 4052-303204-3372-92211 2014 COLDSTREAM CONSENT_DE

Resolution No: 723-2016

File Number: 0784-18

Director/Commissioner: Martin

