

**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

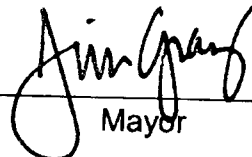
You are hereby requested to comply with the following changes from the contract plans and specifications;

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						\$	-	\$ -
<b>Total decrease</b>						\$	50,000.00	
<b>Total increase</b>								\$ 48,985.00
<b>Net (increase) in contract price</b>								\$ (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 29<sup>th</sup>, 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:

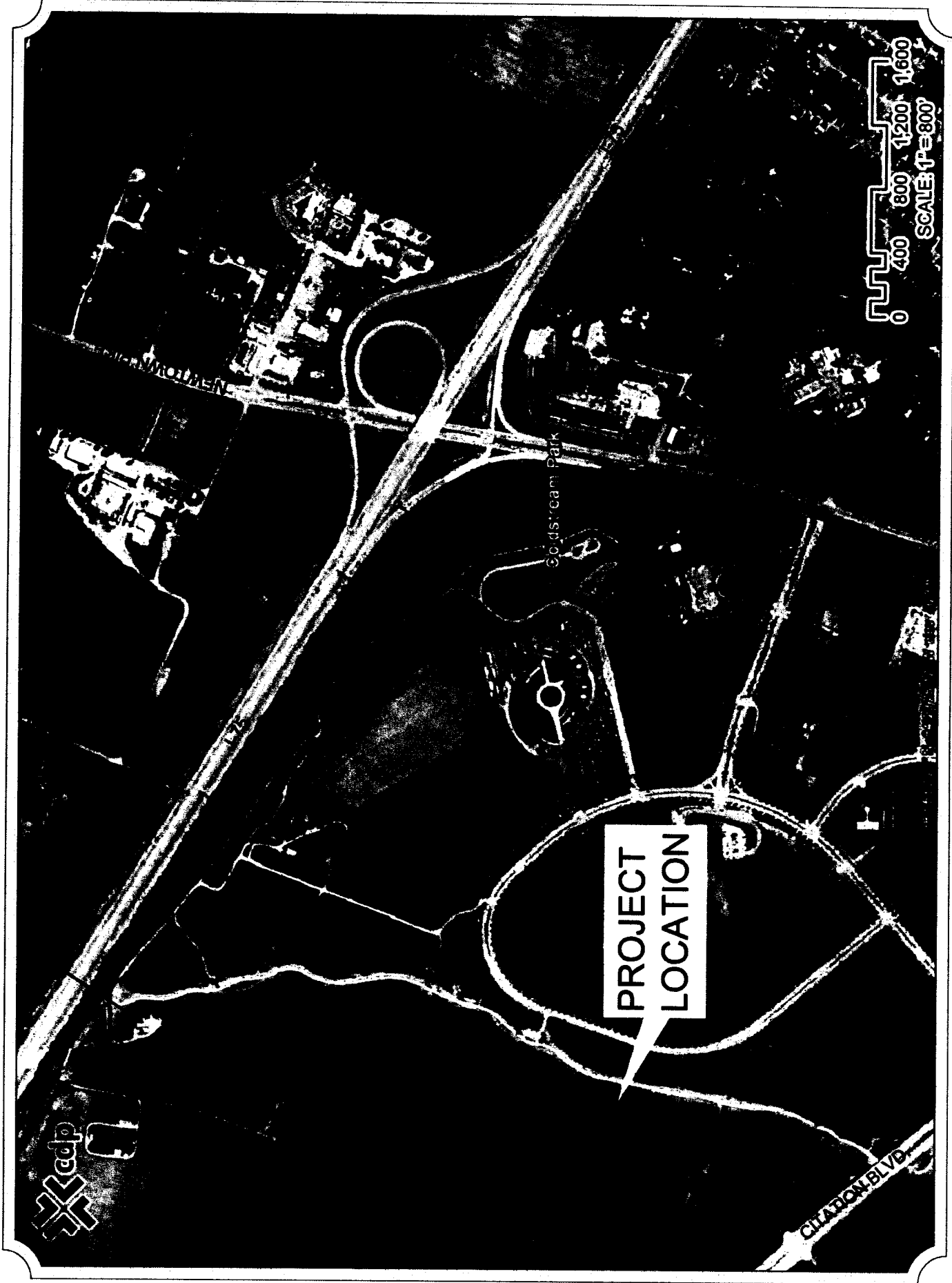
Item No.	Item Description	Associated Construction/ Installation Costs
1	Contractor used existing soil instead of 6" of topsoil in valley bottom.	\$10,000.00

site improvement memorandum (cont.)  
 May 29<sup>th</sup>, 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](mailto:MCravens@lexingtonky.gov)  
[lexingtonky.gov](http://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](mailto:mcravens@lexingtonky.gov)>  
**Cc:** Charles Martin <[chmartin@lexingtonky.gov](mailto:chmartin@lexingtonky.gov)>; LaDonna Roberts <[lroberts@lexingtonky.gov](mailto:lroberts@lexingtonky.gov)>; Commisioner EQ PW Exec Asst <[commeqpwea@lexingtonky.gov](mailto:commeqpwea@lexingtonky.gov)>; David Barberie <[dbarberi@lexingtonky.gov](mailto:dbarberi@lexingtonky.gov)>; Glenda George <[glendah@lexingtonky.gov](mailto:glendah@lexingtonky.gov)>; Keith Horn <[mhorn@lexingtonky.gov](mailto: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](mailto: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](http://lexingtonky.gov)



**From:** LaDonna Roberts  
**Sent:** Monday, July 30, 2018 10:21 AM  
**To:** Commissioner EQ PW Exec Asst <[commegpwea@lexingtonky.gov](mailto: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](http://lexingtonky.gov)





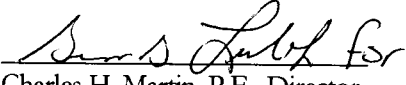
MAYOR JIM GRAY



**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**

