



TO: Mayor Linda Gorton
Urban County Council

FROM: Craig Bencz
Admin. Officer Sr.

CC: Kevin Atkins
Chief Development Officer

DATE: November 18, 2024

SUBJECT: Contract Modification – Legacy Business Park

Request

Request Council authorization to execute a contract modification with Gresham Smith for a change in the scope of services for the completion of Phase III archaeological data recovery in the amount of \$341,201 for the Legacy Business Park project.

Reason for Request

This contract modification is for an expanded scope of services for a Phase III archaeological data recovery for one site within the project boundary. This work scope complies with U.S. Army Corps of Engineers (“USACE”) permitting requirements for the site and will be completed on a lump sum basis for a total fee of \$341,201.

The Professional Services Agreement with Gresham Smith for the Legacy Business Park project was approved on February 16, 2023 (Resolution No. 091-2023) in the amount of \$2,229,000. Since that time, three contract modifications have been approved by Council for completion of additional archaeological site investigation as required by the USACE: Change Order 1 was executed in July 2023 and allocated \$36,682 for an increase in scope to the Phase I archaeological site survey; Change Order 2 was approved on December 7, 2023 (Resolution No. 663-2023), which approved an additional \$282,528 for the completion of a Phase II archaeological site study; and Change Order 3 was approved on June 27, 2024 (Resolution No. 322-2024), which approved the initial scope of the Phase III archaeological site survey in the amount of \$450,894.



This Change Order will increase the overall contract with Gresham Smith by \$341,201. This work will be paid using ARPA funds to ensure efficient use of the grant dollars prior to the expiration of the funding. The total amount of ARPA dollars dedicated to the Legacy Business Park will not increase. The overall increase to the contract will be absorbed through the use of funds budgeted within Fund 1105, Project ID LEGACYBUSP_2024.

The total contract amount including this change order is \$3,340,305.

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

The cost for this FY is: \$341,201

The cost for future FY is: N/A

Are the funds budgeted?

The funds are budgeted.

Account number: 3230-136103-0001-71205 (\$341,201)

1105-136103-0001-71299, LEGACYBUSP_2024 (impact from related contracts with prior approval)

File Number:

Director/Commissioner: Bencz/Atkins

