



**TO: LINDA GORTON, MAYOR  
URBAN COUNTY COUNCIL**

**FROM: THERESA REYNOLDS, DIRECTOR  
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

**DATE: AUGUST 25, 2022**

**SUBJECT: Authorization to execute Change Order No. 5 with ATS Construction for the  
Town Branch Trail Phase 6**

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**Request:** Authorization to execute Change Order No. 5 with ATS Construction for the Town Branch Trail Phase 6, increasing the contract price by the sum of \$240,937.98 from \$4,633,109.27 to \$4,874,047.25. This change order is being submitted concurrently to KYTC. The approval of Change Order No. 5 by LFUCG is contingent on approval by KYTC.

**Purpose of the Request:** On February 6, 2020 (Ordinance 045-2020), Council approved awarding L-M Asphalt Partners Ltd. d/b/a ATS Construction the contract for construction of the Town Branch Trail Phase 6. On July 6, 2021 (Resolution 365-2021), Council approved Change Order No. 1 to increase contract \$54,311.29 to increase the size of the trailhead parking lot. On October 14, 2021 (Resolution 570-2021), Council approved Change Order No. 2 to increase the contract in the amount of \$239,388.75 for safety improvements along the property line with RJ Corman Railroad from Forbes Road to Thompson Road. On April 28, 2022 (Resolution 199-2022), Council approved Change Order No. 3 to increase the contract \$290,318.01 for remediation of an underground storage tank, fencing, bollards and trail amenities. On July 7, 2022 (Resolution 400-2022), Council approved Change Order No. 4 to increase the contract to \$4,633,109.27 for additional parking along the trail at 1265 Manchester Street.

The LFUCG Division of Engineering needs this action for improvements at 1345 & 1305 Old Frankfort Pike required by the right-of-way agreement. The right-of-way agreement required LFUCG to make improvements to a portion of 1345 Old Frankfort Pike prior to transferring the property to owners of 1305 Old Frankfort Pike. The improvements included grading, constructing retaining walls, paving, fencing, sign relocation, and lighting.



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TB Trail Phase 6  
Change Order No. 5

**What is the cost in this budget year and future budget years?** The cost for FY23 is \$240,937.98. No costs are anticipated in future budget years.

**Are the funds budgeted?** Yes, 3160-303202-3225-90313 TOWN\_TGER\_2017 ROW

**File Number:** 0893-22

**Director/Commissioner:** Burton/Albright

