

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER	DATE:	July 26, 2023
	Contract Modificaiton:	No.2
	CONTRACT #:	Res. 449-2019

PROJECT: Sanitary Sewer Remedial Measures Plan Program Management

TO: Hazen and Sawyer

Original Contract Amount	\$900,000.00
Cumulative Amount of Previous Contract Modifications	\$900,000.00
Percent Change of Previous Contract Modifications	100%
Existing Contract Amount	\$1,800,000.00
Net (increase/decrease) in Contract Amount - (From following pages)	\$900,000.00
Percent Change of This Contract Modification	100%
Original Contract Amount	\$900,000.00
Cumulative Amount of all Contract Modifications	\$1,800,000.00
Percent Change of all Contract Modifications	200%
New Contract Amount Including this Change Order	\$2,700,000.00

Recommended by *Rebecca Peter* (Proj. Engr.) Date 8/5/2021

Accepted by _____ (Consultant) Date _____

Accepted by *J. Stephen Bault* (Contractor) Date 8/5/21

Approved by *Julia H. [unclear]* (Director) Date 7/24/21

Approved by *Nancy Albright* (Commissioner) Date 8/11/21

Approved by *Linda Gorton* (Mayor or CAO) Date 8/30/2021

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

DATE:

July 26, 2021

Contract Mod #:

No.2

CONTRACT #:

Res. 449-2019

Project: Sanitary Sewer Remedial Measures Plan Program Management

TO: Hazen and Sawyer

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	FY21 Professional Services based on annual renewal	LS	1	\$ 900,000.00	\$ -	\$ 900,000.00
2	ADD	FY22 Professional Services based on annual renewal	LS	1	\$ 900,000.00	\$ -	\$ 900,000.00
3						\$ -	\$ -
4						\$ -	\$ -
5						\$ -	\$ -
6						\$ -	\$ -
7						\$ -	\$ -
8						\$ -	\$ -
9						\$ -	\$ -
10						\$ -	\$ -
11						\$ -	\$ -
12						\$ -	\$ -
13						\$ -	\$ -
14						\$ -	\$ -
15						\$ -	\$ -
Total decrease						\$ -	
Total increase							\$ 1,800,000.00
Net (increase) in contract price							\$ 1,800,000.00

JUSTIFICATION FOR CHANGE

PROJECT: Sanitary Sewer RMP PM Services

CONTRACT NO. Resolution No. 449-2019

CHANGE ORDER: 1

1. Necessity for change: Annual contract renewal per contract terms

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

Rinda Gorton
Mayor

8/30/2021
Date

LaDonna Roberts

From: Michael Cravens
Sent: Monday, July 26, 2021 10:23 AM
To: Commissioner EQ PW Exec Asst; LaDonna Roberts
Cc: Charles Martin; Nancy Albright
Subject: RE: Law Review: Hazen RMP 2022

I have reviewed this request for a resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order #2 to the agreement with Hazen & Sawyer, P.S.C., for Sanitary Sewer Remedial Measures Program Management Consulting Services, increasing the contract price by the sum of \$900,000.00, from \$1,800,000.00 to \$2,700,000, and extending the contract through August 29, 2022.

I didn't see the change order attached, so double check my numbers – I think the initial award was for a one year period at \$900,000, and I think the first renewal in August 2020 increased it from \$900,000 to \$1,800,000, so I think this second (and final) renewal puts the total contract price at \$2,700,000. I'm counting the renewal period through August 29, 2022 (which I think is the end of the third successive 365-day term authorized by the agreement). If I'm incorrect about any of that, let me know.

Otherwise, there are no legal issues with this request. OK to bluesheet.

Michael Cravens
Attorney Senior
Department of Law

859.258.3500
MCravens@lexingtonky.gov
lexingtonky.gov



NOTICE OF CONFIDENTIALITY

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From: Commissioner EQ PW Exec Asst <commeqpwea@lexingtonky.gov>
Sent: Monday, July 26, 2021 6:53 AM
To: Susan Speckert <sspeckert@lexingtonky.gov>; Michael Cravens <mcravens@lexingtonky.gov>; Nancy Albright <nalbright@lexingtonky.gov>
Cc: LaDonna Roberts <lroberts@lexingtonky.gov>; Charles Martin <chmartin@lexingtonky.gov>
Subject: FW: Law Review: Hazen RMP 2022

Susan/Michael, another request for review prior to input in Legistar please.



Hazen and Sawyer
230 Lexington Green Circle, Suite 520
Lexington, KY 40503 • 859 219 1126

July 7, 2021

Mr. Charles H. Martin, P.E.
Director of Division of Water Quality
Lexington-Fayette Urban County Government
125 Lisle Industrial Avenue, Suite 180
Lexington, KY 40511

Re: Request for Change Order
RMP Implementation Services

Mr. Martin:

Hazen has been providing engineering services related to the implementation of the Remedial Measures Plan (RMP) for several years. Based on the level of services required by LFUCG during this time, our average monthly invoice for the current Task Order has been just under \$72,000 (including subconsultants). As of the end of June 2021, Hazen's current purchase order (PO) for these engineering services has approximately \$114,000 remaining. Therefore, at the current rate we estimate that the current PO will expire in mid-August 2021.

Hazen is requesting a Change Order to continue the engineering services associated with the implementation of the RMP.

Additionally, we need hourly rates approved for two (2) new staff; please add:

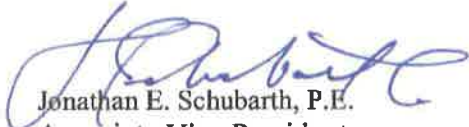
- Rhonda Baker, Senior Technician at \$90/hour
- Daniel Honeycutt, Assistant Engineer at \$105/hour

Further, we can remove the hourly rates for two (2) departing staff; please delete:

- Logan Cordle, Assistant Engineer at \$118/hour
- Ethan Hypes, Assistant Engineer at \$118/hour

Please contact me or Kurt Zehnder if you have any questions or concerns.

Sincerely,




Jonathan E. Schubarth, P.E.
Associate Vice President

cc: Gary Haubner, P.E.
Bob Peterson, P.E.



TO: Mayor Linda Gorton
Urban County Council

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

DATE: July 23, 2021

SUBJECT: Change Order #2 – Resolution No. 449-2019
Sanitary Sewer Remedial Measures Plan Program Management Consulting Services

Request

The purpose of this memorandum is to request approval of Change Order #2 for the contract with Hazen and Sawyer for the program management services needed to implement the Consent Decree Remedial Measures Plan. The contract term was for 365 days as measured from August 29, 2019. The contract allows up to two (2) annual renewals if approved by the Urban County Council. This request represents annual renewal request number two.

Purpose of Request

Since 2008, the Division of Water Quality (DWQ) has been implementing the terms and conditions of the Consent Decree. In 2010, Resolution #394-2010 awarded a contract to Hazen and Sawyer (H&S) to provide management services for developing and implementing the Remedial Measures Plan (RMP). The RMP is an estimated \$590M capital improvement plan intended to abate recurring sanitary sewer overflows as required by the Consent Decree.

Resolution #449-2019 awarded a new, revised RMP Program Management contract to H&S. The terms of this new contract required annual renewal requests along with the clear identification of H&S staff who could bill for work under the contract terms. Approval of Change Order #2 will also facilitate the H&S staff modification request shown in Exhibit A.

Project Cost in FY22

\$900,000 has been included in the FY22 budget.

Are Funds Budgeted

Funds are budgeted in: 4003-303401-3425-71205 REMEDIAL CONSENT_DE 2022 LFUCG

Martin/Albright

