



To: Urban County Council
Abigail Allan, Council Clerk

From: Jody Scrivner
Administrative Specialist Principal for Remedial Measures Program

Date: February 23, 2023

Re: Change Order 1 – Final Adjusting Change Order for Southeastern Hills Trunk RMP Project

This memorandum is to notify the Urban County Council of Change Order 1(Final) for the Southeastern Hills Trunk RMP Project. Per CAO policy 15R the Remedial Measures Program Manager, Division Director, and Director of Purchasing are allowed to approve change orders of 5.1% to 10.0% of the cumulative contract award. The result of the attached Change Order No. 1 (Final) is a decrease to the contract amount of \$284,628.25 or -7,94 %. The result of the attached change order is a net increase of 109 calendar days to the contract's final completion date. The final completion date will be August 14, 2022.

Should you have any questions, please contact me at 425-2449.

cc: Robert Peterson, P.E., Construction Manager
Charles Martin, P.E., Director of Water Quality
Nancy Albright, Commission of Environmental Quality
Todd Slatin, Director of Purchasing
Stacey Maynard, Council Administrator
File



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER	DATE:	February 23, 2023
	Contract Modification:	1 (Final)
	CONTRACT #:	131-2021

PROJECT: **Southeastern Hills Trunk Sewer System Improvements**

TO: Tribute Contracting & Consultants, LLC
2125 County Rd 1
South Point OH, 45680

Original Contract Amount	\$3,582,778.00
Cumulative Amount of Previous Contract Modifications	\$0.00
Percent Change of Previous Contract Modifications	0%
Existing Contract Amount	\$3,582,778.00
Net (increase/decrease) in Contract Amount - (From following pages)	-\$284,628.25
Percent Change of This Contract Modification	-7.94%
Original Contract Amount	\$3,582,778.00
Cumulative Amount of all Contract Modifications	-\$284,628.25
Percent Change of all Contract Modifications	-7.94%
New Contract Amount Including this Change Order	\$3,298,149.75

Recommended by *Michael R. Davis* (Proj. Engr.) Date *02.27.2023*

Accepted by *Todd Smith* (Contractor) Date *2-24-2023*

Accepted by *Rafael Pita* (RMP Manager) Date *3/1/2023*

Approved by *Robert A. ...* (Director) Date *3-2-23*

Approved by *Todd Smith* (Purchasing) Date *3-2-23*

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

DATE: February 23, 2023
 Contract Mod #: 1 (Final)
 CONTRACT #: 131-2021

Project: Southeastern Hills Trunk Sewer System Improvements

TO: Tribute Contracting & Consultants, LLC

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	DEL	PVS(SDR) 35 Gravity Sewer Lateral	LF	143	\$ 131.00	\$ 18,733.00	\$ -
2	DEL	8" Gravity Sewer Pipe<10' PVC DI	LF	15	\$ 117.00	\$ 1,755.00	\$ -
3	DEL	8" Gravity Sewer Pipe>10' PVC DI	LF	10	\$ 127.00	\$ 1,270.00	\$ -
4	ADD	18" Gravity Sewer Pipe>6' PVC DI	LF	2	\$ 190.00	\$ -	\$ 380.00
5	DEL	24" Gravity Sewer Pipe<6' PVC DI	LF	10	\$ 197.00	\$ 1,970.00	\$ -
6	DEL	24" Gravity Sewer Pipe 6.1' to 10' PVC DI	LF	70	\$ 220.00	\$ 15,400.00	\$ -
7	DEL	Manhole Abandonment	EA	1	\$ 1,000.00	\$ 1,000.00	\$ -
8	DEL	Install cleanout, All Depths	EA	10	\$ 1,500.00	\$ 15,000.00	\$ -
9	DEL	Manhole, 4'Diameter(Depth<5.1')	EA	1	\$ 5,500.00	\$ 5,500.00	\$ -
10	DEL	Manhole Drop Connection	EA	4	\$ 3,000.00	\$ 12,000.00	\$ -
11	ADD	Manhole Diaphragm, Manhole Anti-Flotation Collar & Watertight Cover	EA	30	\$ 550.00	\$ -	\$ 16,500.00
12	DEL	Reconnect Existing 4" Gravity Sewer to New Manhole	EA	2	\$ 600.00	\$ 1,200.00	\$ -
13	DEL	Reconnect Existing 6" Gravity Sewer to New Manhole	EA	2	\$ 800.00	\$ 1,600.00	\$ -
14	DEL	Reconnect Existing 8" Gravity Sewer to New Manhole	EA	1	\$ 1,000.00	\$ 1,000.00	\$ -
15	DEL	Pipe Abandonment, Safeload, 12"Pipe	LF	200	\$ 40.00	\$ 8,000.00	\$ -
16	DEL	Video Inspection of New Sewer Pipe	LF	5478	\$ 2.00	\$ 10,956.00	\$ -
17	DEL	Bituminous Concrete: Trench Construction, Street/Private Parking Lot	SY	100	\$ 90.00	\$ 9,000.00	\$ -
18	ADD	Bituminous Concrete: Private Parking Lots/Driveways	SY	287	\$ 70.00	\$ -	\$ 20,090.00

19	DEL	Portland Cement Concrete Paving: Parking Lots/Driveways/Aprons	SY	4	\$ 120.00	\$ 480.00	\$ -
20	DEL	Site Restoration, Method A	SY	1000	\$ 7.00	\$ 7,000.00	\$ -
21	ADD	Site Restoration, Method B	SY	13235	\$ 2.00	\$ -	\$ 26,470.00
22	DEL	Site Restoration Method C	SY	15000	\$ 2.50	\$ 37,500.00	\$ -
23	DEL	18" Gravity sewer Installed by Pipe Bursting	LF	4	\$ 430.00	\$ 1,720.00	\$ -
24	ADD	Concrete Curb Removal & Replacement	LF	160	\$ 38.00	\$ -	\$ 6,080.00
25	DEL	Dense Grade Aggregate-DGA, Extra as Directed by Engineer	Ton	100	\$ 20.00	\$ 2,000.00	\$ -
26	DEL	No. 9 Crushed Stone, Extra as Directed by Engineer	Ton	100	\$ 20.00	\$ 2,000.00	\$ -
27	DEL	No. 2 Crushed Stone, Extra as Directed by Engineer	Ton	100	\$ 20.00	\$ 2,000.00	\$ -
28	DEL	Class II Channel Lining, Extra as Direct by Engineer	Ton	100	\$ 30.00	\$ 3,000.00	\$ -
29	DEL	Flowable(Controlled Density) Fill	CY	100	\$ 130.00	\$ 13,000.00	\$ -
30	DEL	Concrete Sidewalk	SY	32	\$ 90.00	\$ 2,880.00	\$ -
31	ADD	Chain Link Fence	LF	17	\$ 36.00	\$ -	\$ 612.00
32	DEL	Privacy Fence	LF	47	\$ 51.00	\$ 2,397.00	\$ -
33	DEL	Allowance:Miscellaneous Site Improvements	LS	0.8795	\$ 200,000.00	\$ 175,899.25	\$ -
34	DEL	Obstruction Removal Shaft	VLF	25	\$ 20.00	\$ 500.00	\$ -
	ADD	Add 105 Calendar Days To The Orginal Contract 15 for Weather and 90 for delay in Materials					
		New Completion Date-(August 14, 2022)				\$ -	\$ -
Total decrease						\$ 354,760.25	
Total increase							\$ 70,132.00
Net (increase) in contract price							\$ (284,628.25)



2125 County Road 1
South Point, OH 45680
P: 740-451-1010 | F: 740-894-3168

July 14, 2022

Strand Associates, Inc.
Attn: Mike Davis
651 Perimeter Drive
Lexington, KY 40517

Re: LFUCG Southeastern Hills Trunk Sewer RFI #15 – Request for additional contract time due to pipe delivery being delayed.

Mike,

This letter serves as Tribute Contracting & Consultants, LLC's RFI #15 direct request for additional contract time due to the fusible PVC pipe being delayed 90 days. At the time of bid on 5-20-2021, we were told that pipe had a 45 to 60 lead time for delivery. The contract had a notice to proceed dated 7/21/2021 and the pipe was ordered that day via a phone call to Underground Solutions (pipe supplier). We were again told that 45 to 60 day delivery should still be possible, but it did not happen and the pipe finally got delivered to the jobsite on 12-21-2021. That was 123 days longer than supplier told us at order time. This delay in pipe delivery caused our pipe bursting subcontractor to be delayed until the first of 2022. We are only requesting a 90 day time extension out of the 123 day delay since the project is 95% complete and cleanup and restoration is the only items left to complete. I have attached the original quote and invoice of when the pipe was finally delivered. As you know this was the time that pipe became very scarce and delivery times went crazy right after award of this contract, and we are still experiencing these super long delivery times and extremely high prices. We actually ended up having to pay an additional \$10.00 per foot also that we are not requesting a change order for.

If you have any questions regarding this RFI, please feel free to contact me.

Sincerely,
Todd Harrah
Manager/Member



Underground Solutions

Order Summary

Stronger. Safer. Infrastructure.

Date Prepared: 5/17/2021

Bid Date: 5/20/2021

Project Reference: Southeastern Hill Trunk Sewer Pipe Burst

Proposal No.: P20-1803

Prepared For: Bidding Contractors

Project Site: Lexington, KY

PRODUCTS AND SERVICES:

Bid Item	Pipe Description	Pipe Size	DR	Type	Color	Qty.	Unit Cost	Total Cost, \$
39	18" DR 18 FPVC@	18"	18	DIPS	Green	2,070	\$95.00	\$196,650.00
Freight to Project Site								Included
18" Pull-head Rental(s) for up to 1 Week(s). Return freight to be provided by the buyer.								Included
Purchase Price:								\$196,650.00

Item	Description	Unit	Est. Qty.*	Unit Cost	Total Cost, \$
1	Fusion Services for 18"-30" Pipe (T-900 Machine & Labor)	Per Day	6	\$2,400	TBD
2	Mobilization/Demobilization Event to the Site	Per Event	1	Included	Included

*Total number of billed fusion days will be based on actual time on-site.

SCOPE OF WORK:

Equipment/Services Provided by Underground Solutions, Inc., d/b/a UGS, Inc. in California ("UGS" or "Seller"):

- 1 Pipe Supply and freight to project site.
- 2 Fusion Services are estimated at 6 consecutive 10-hour work days. The actual duration of fusion services may vary based on site conditions and contractor support, and will be charged at the daily rate listed above for actual days on-site.
- 3 Mobilization/demobilization event to the site.
- 4 Fusion machine with inserts, heater, datalogger, and 2 rollers.
- 5 18" pull-head rental(s) for up to 1 week(s). Additional time will be billed at the rate listed below. Return freight to be provided by the buyer.
- 6 Per diem expenses have been included in the Daily Rate.
- 7 Minimum charge will be one 10-hour day. Any work performed in excess of ten (10) hours per day will be charged an additional \$97.50 per hour.
- 8 Any work performed on holidays or Sundays will be charged an additional \$130.00 per hour.

Equipment/Services Provided by Buyer:

- 1 All labor, equipment, and material required to unload and stage pipe and fusion equipment at site (and restage as necessary).
- 2 All labor, equipment, and materials for loading and unloading pipe onto the fusion machine, positioning fused pipe, pipe reconnections, pipe ballasting, pipe handling, required testing, and pipe installation.
- 3 Any additional labor, equipment, and materials required to fuse based on actual weather conditions (contact UGS for guidance).
- 4 Pipe rollers required for installation and any intermediate fusion (contact UGS for guidance).
- 5 All excavation, traffic control, permits, bonds, repairs, etc.
- 6 All utilities at the job site **including power and fuel for UGS's equipment (~1.5 gal/machine/hour).**
- 7 All temporary bypass piping.
- 8 Installation hardware and equipment for fittings, valves or additional accessories not identified in UGS Scope of Work.

PULL-HEAD TERMS:

A pull-head is available for rental or purchase from UGS via the following link: <http://www.ugsproducts.com>. Actual freight costs will be added to the final pull-head rental charge following return of the pull-head to UGS. For pull-head purchases, a freight cost to the shipping destination will be added to the final purchase amount. Typical lead time for pull-head shipment is 7-10 days from receipt of order. Pull-heads ship out of Warrendale, PA.

	Initial Rental Fee	Weekly Rental Rate (After Week 1)	Estimated Return Freight	Purchase Price
18" Pull-head	Included	\$103	\$405	\$4,222

PAYMENT TERMS:

100% of each purchase price component shown above, net 30 days after completion of such component.

PIPE SHIPPING TERMS:

F.O.B. Shipping Point with full freight allowed to the job site.

PROPOSAL VALIDITY:

Price quoted is valid for 10 business days from the date of bid opening.

DELIVERY SCHEDULE:

To be negotiated. UGS will take reasonable action to meet Buyer's installation schedule. Buyer must provide 10 business days notice to UGS prior to the start date for fusion services (see Section 4 of Supplemental Terms and Conditions Fusion Services).

REMOBILIZATION TERMS:

Additional mobilization events will be charged at the following rates.

Fusion Machine	Crew Mobilization	Equipment Mobilization
T-900	\$2,300	\$5,200

TAXES:

The Purchase Price does not include any sales or similar taxes, which are the Buyer's responsibility (see Section 3 of Terms and Conditions of Sale).

This Proposal is subject to the Terms and Conditions at <http://www.aegion.com/-/media/Aegion2017/Files/Terms/UGS-Terms-Conditions.pdf>, which form an integral part of this Proposal. Such Terms and Conditions will govern any transaction resulting from this Proposal. Any contract resulting from this Proposal is made subject to prior acceptance by UGS at its offices in Poway, California. All orders are subject to prior credit approval. Buyer undertakes to provide the following notice to each subsequent purchaser of the Products: The test frequency set forth in Section 5.1.12 of AWWA/ANSI C900-07 and C905-10, respectively, has been modified pursuant to Section 5.1.14 of the respective standard.

Buyer's signature indicates acceptance of the UGS Order Summary and Terms and Conditions.

Buyer's Authorized Signature

Bob Anderson
Bob Anderson, Manager/Member

Print Name & Title

Date

7-21-2021
Tri-Lake Contracting

Print Company Name

Tax Exempt (must provide Tax Exempt Certificate with order)

Taxable

State Registered Wholesaler



Stronger. Safer. Infrastructure.



BILLING OFFICE:
UNDERGROUND SOLUTIONS, INC.
13135 Danielson Street # 201
Poway, CA 92064
Phone: 858 679-9551
Fax: 858 679-9555

PLEASE REMIT BY CHECK TO :
UNDERGROUND SOLUTIONS, INC.
PO BOX 74008573
CHICAGO, IL 60674-8573

PLEASE REMIT BY ACH TO :
Underground Solutions, Inc.
BANK OF AMERICA
ABA: 111000012
ACCT: 004451121055

DATE : 12/21/2021
INVOICE #: 673316
TERMS: Net 30 Days
PAGE : PAGE 1 OF 1
REF #: 47002804

CUSTOMER ORDER # : 2109-14433

BILL TO: 3532557
PORTLAND UTILITIES CONSTRUCTION CO., LLC
PO BOX 510
PORTLAND, TN 37148
ATTN:

SHIP TO: 4458810
PORTLAND UTILITIES CONSTRUCTION
873 FURLONG ROAD
LEXINGTON, KY 40504

JOB DESCRIPTION : Southeastern Hill Sewer - KY

DESCRIPTION OF WORK	QUANTITY	UNIT	UNIT PRICE	AMOUNT
001 FUSIBLE PVC@ 18" DR 18 GRN	2110.00	LF	100.00	\$211,000.00

DEC 28 2021

EQUIP _____ JOB _____

CODE _____ ACCT _____

Customer is responsible for any applicable federal, state and local taxes

Notice: The test frequency set forth in Section 5.1.12 of AWWA/ANSI C900-07 and C905-10, respectively, has been modified pursuant to Section 5.1.14 of the respective standard with respect to some or all of the invoiced products. This notice should be provided to all subsequent purchasers of the invoiced products.

CC: *Jeff*

Subtotal	\$211,000.00
Sales Tax	\$12,660.00

AMOUNT DUE THIS INVOICE \$223,660.00 USD