

**LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER**

DATE: April 4, 2023  
 Contract Modification: 3 (Final)  
 CONTRACT #: 243-2020

PROJECT: Upper Cane Run WWS

TO: Judy Construction  
 P.O. Box 1457  
 Cynthiana, KY 41031

Original Contract Amount	\$6,551,000.00
Cumulative Amount of Previous Contract Modifications	\$87,140.31
Percent Change of Previous Contract Modifications	1%
Existing Contract Amount	\$6,638,140.31
Net (increase/decrease) in Contract Amount - (From following pages)	-\$319,388.58
Percent Change of This Contract Modification	-4.88%
Original Contract Amount	\$6,551,000.00
Cumulative Amount of all Contract Modifications	-\$232,248.27
Percent Change of all Contract Modifications	-3.55%
New Contract Amount Including this Change Order	\$6,318,751.73

Recommended by [Signature] (Proj. Engr.) Date 4/5/23  
 Accepted by [Signature] (Contractor) Date 4/4/23  
 Accepted by [Signature] (RMP Manager) Date 4/7/2023  
 Approved by \_\_\_\_\_ (Director) Date \_\_\_\_\_  
 Approved by \_\_\_\_\_ (Commissioner) Date \_\_\_\_\_  
 Approved by [Signature] (Mayor or CAO) Date 5/2/2023

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

DATE: April 4, 2023

Contract Mod #: 3 (Final)

CONTRACT #: 243-2020

Project: Upper Cane Run WWS

TO: Judy Construction

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	Allowance-Miscellaneous Site Improvements	LS	0.44	\$ 300,000.00	\$ 130,823.58	\$ -
2	DEL	Allowance-System Programming Services	LS	0.12	\$ 150,000.00	\$ 18,356.00	\$ -
3	DEL	Allowance-Electrical Services	LS	0.98	\$ 75,000.00	\$ 73,728.00	\$ -
4	DEL	Allowance-Lean Concrete Under Storage Tank	LS	0.72	\$ 100,000.00	\$ 72,395.00	\$ -
5	DEL	Allowance-KY American Connection	LS	0.84	\$ 25,000.00	\$ 20,998.00	\$ -
6	ADD	Allowance-Mechanical Screen	LS	0.06	\$ 188,000.00	\$ -	\$ 11,280.00
7	DEL	Unit Price-2-Inch Mill and Surface Overlay of Nandiono	LS	1105.23	\$ 13.00	\$ 14,368.00	\$ -
8						\$ -	\$ -
9						\$ -	\$ -
10						\$ -	\$ -
11						\$ -	\$ -
12						\$ -	\$ -
13						\$ -	\$ -
14						\$ -	\$ -
15						\$ -	\$ -
<b>Total decrease</b>						\$ 330,668.58	
<b>Total increase</b>							\$ 11,280.00
<b>Net (increase) in contract price</b>							\$ (319,388.58)

**JUSTIFICATION FOR CHANGE**

PROJECT:	Upper Cane Run WWS
CONTRACT NO.	243-2020
CHANGE ORDER:	3 (Final)

1. Necessity for change: Adjustment in contract amount due to final adjustment of installed quantities.
2. Is proposed change an alternate bid? \_\_\_Yes  No
3. Will proposed change alter the physical size of the project? \_\_\_Yes  No  
If "Yes", explain.
4. Effect of this change on other prime contractors: N/A
5. Has consent of surety been obtained? \_\_\_Yes  Not Necessary
6. Will this change affect expiration or extent of insurance coverage? \_\_\_Yes  No  
If "Yes", will the policies be extended? \_\_\_Yes \_\_\_No
7. Effect on operation and maintenance costs: N/A
- 8.

\_\_\_\_\_  
Mayor

Date



## Baker, Rhonda

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**From:** Zehnder, Kurt  
**Sent:** Monday, October 31, 2022 4:14 PM  
**To:** John Whalen II  
**Cc:** Robert Peterson; John Martin (jmartin@grwinc.com); Nathan Robinson  
**Subject:** RE: UCR WWS - spoils at WH WWTP

John W.,

DWQ will accept the offered credit of \$2,265.00 to the UCR WWS project. Please use the spoils for backfilling the tank on WH WWTP WWS Phase 2.

Thanks,

**Kurt A. Zehnder, PE**

**Associate | Hazen and Sawyer**

230 Lexington Green Circle, Suite 520, Lexington, KY 40503  
859 219-1126 (main) | 859 286-1265 (direct) | 859 317-1424 (cell)  
[kzehnder@hazenandsawyer.com](mailto:kzehnder@hazenandsawyer.com) | [hazenandsawyer.com](http://hazenandsawyer.com)

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**From:** John Whalen II <jwhalenii@judycc.com>  
**Sent:** Friday, October 28, 2022 8:42 AM  
**To:** Zehnder, Kurt <KZehnder@hazenandsawyer.com>  
**Cc:** Robert Peterson <rpeterson@lexingtonky.gov>; John Martin (jmartin@grwinc.com) <jmartin@grwinc.com>; Nathan Robinson <nrobinson@judycc.com>  
**Subject:** RE: UCR WWS - spoils at WH WWTP

Hey Kurt,

Good morning... I knew you needed to run to another meeting yesterday, so I didn't bring it up at the end of our meeting. We can move it anytime, but I wanted to see if you'd rather just leave it there. After speaking with Nathan, he said what we hauled to WH was mostly good dirt and would be useful when we start backfilling and grading the site. I've attached a recent invoice for trucking, this would be about what it would cost to haul off the material. Would you rather leave it and take a credit or haul it out of there? I know we have the WH meeting Tuesday so we can discuss it then as well if needed, just let me know. We could credit either project, but I'd probably rather just take care of it with UCR since we are almost complete.

Thank you,  
John Whalen  
Judy Construction Company  
859.234.6900  
859.588.3680 mobile

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**From:** Zehnder, Kurt <KZehnder@hazenandsawyer.com>  
**Sent:** Friday, October 28, 2022 8:16 AM  
**To:** John Whalen II <jwhalenii@judycc.com>  
**Cc:** Robert Peterson <rpeterson@lexingtonky.gov>; John Martin ([jmartin@grwinc.com](mailto:jmartin@grwinc.com)) <[jmartin@grwinc.com](mailto:jmartin@grwinc.com)>; Nathan Robinson <[nrobinson@judycc.com](mailto:nrobinson@judycc.com)>  
**Subject:** RE: UCR WWS - spoils at WH WWTP

Cruse Group LLC.  
 Excavation Services  
 608 Mount Tabor Road  
 Lexington, Ky. 40517-4229  
 (859) 983-7508

# Invoice

DATE	INVOICE #
10/2/22	1596

BILL TO
Judy Construction Company P.O. Box 457 Cynthiana, Ky. 41031

DUE DATE
11/1/22

ITEM	DESCRIPTION	QTY	RATE	AMOUNT
Tri- Axel Dump Truck	9-13 CL-23 8 hours haul 6 loads to our dump and haul 4 loads on site	8	125.00	1,000.00
Tri- Axel Dump Truck	9-13 CL-14 7 hours haul 7 loads to our dump	7	125.00	875.00
Supplies	dump fee 13 loads	13	30.00	390.00

Subtotal	2,265.00
0.06% Tax	
<b>Total</b>	<b>2,265.00</b>