



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

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

DATE: NOVEMBER 22, 2023

**SUBJECT: Authorization to execute Change Order No. 9 with ATS Construction for the
Town Branch Trail Phase 6**

Request: Authorization to execute Change Order No. 9 with ATS Construction for work on Town Branch Trail Phase 6. Change order is for \$451,896.42 and will increase the contract to \$6,144,424.79. This change order is being submitted concurrently to KYTC. The approval of Change Order No. 9 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. On September 22, 2022 (Resolution 527-2022), Council approved Change Order No. 5 for improvements at 1345 & 1305 Old Frankfort Pike required by the right-of-way agreement. On November 17, 2022, (Resolution 636-2022), Council approved Change Order No. 6 to increase contract \$111,417.50. On June 29, 2023 (Resolution 363-2023), Council approved Change Order No. 7 to increase contract amount \$238,600. On October 12, 2023 (Resolution 524-2023), Council approved Change Order No. 8 to increase contract \$468,463.62.



The LFUCG Division of Engineering needs this action for additional work along the trail to include additional concrete work for ADA compliance, landscaping, pavement striping, and pavement markings. Change order is for \$451,896.42 and will increase the contract to \$6,144,424.79. Details of the changes are shown in the attached Change Order forms.

What is the cost in this budget year and future budget years? The cost for FY24 is \$451,896.42. No costs are anticipated in future budget years.

Are the funds budgeted? Yes, 3160-303202-3225-90313 TOWN_TGER_2017 CONST

File Number: 1237-23

Director/Commissioner: Burton/Albright

