



**Contract Adjustment for Additional Services
Parker Jordan Open Space
November 18, 2009**

**Request Made to
Parker Jordan Metropolitan District
Original Agreement Entered Into September 11, 2009**

J3 Engineering Consultants, Inc. is requesting this Contract Adjustment for Additional Services that will be necessary to complete the Parker Jordan Open Space Project. The Additional Services are required to meet the requests made by the Parker Jordan Metro District (PJMD) relative to the expedited timing of the regional trail as well as the newly envisioned west trail. Neither the stand-alone submittal for the permanent trail nor the west trail is within the original scope of work. **It should be noted that adjustment A.1 is only feasible if the United States Fish and Wildlife Service (USFWS) determines that the stand-alone regional trail creates no adverse impact.** This was revealed to J3 and ERO on November 17 during the on-site Pre-Application meeting with the Service. The details are described further below. The additional effort to complete each task includes the following:

A.1 – Separate Plan Submittal for Regional Trail

The original scope of work includes the design effort that is required for the regional trail, but it was linked to the design and submittal of the overall channel improvements. Subsequent to the purchase of the open space and project kickoff, it has been requested that the regional trail be designed and then constructed by spring of 2010. To accomplish this, a separate stand-alone submittal to the City of Centennial is required in advance of the channel improvements. This requires additional effort, permitting, and a separate preparation of design drawings which impacts the project budget for J3 Engineering Consultants, Valerian and ERO.

Because it will be viewed as a separate project, the permit authorization from the United States Army Corps of Engineers (Corps) must be separated from the authorizations obtained as part of the channel improvements project. The only way that a separate trail submittal benefits the overall project is if the USFWS determines that the trail has an independent utility and that it will have no adverse effect on Preble's Meadow Jumping Mouse. If there is no adverse effect, the USFWS can informally consult with the Corps under the Endangered Species Act (ESA) and a Biological Assessment and Opinion are not required. This is a relatively straightforward process and will not impact regional trail construction in the spring. If it is determined that there is an adverse impact, the USFWS will insist that the regional trail be processed and completed with the channel improvements. In order to make this determination, a separate Site Walk with the USFWS is required when there is no snow on the ground. ERO will schedule this meeting upon authorization from J3.

A.2 – Coordination with Centennial

In order to make the regional trail connection between Broncos Parkway and the 17-mile Park in the spring of 2010, construction must occur ahead of the Cherry Creek improvements. The City of Centennial has expressed concern that if the Regional Trail is installed and in-use before the Cherry Creek Restoration, there will be a need to alert the trail users and citizens of the restoration work and provide alternative / diverted trail routes during the channel construction phase. Additional coordination will be required for providing construction signage and/or a public notice hand-out or mailer. Valerian will provide a construction sign (board) design to be installed along this section of the Regional Trail. Two duplicate signs can be installed at the north and south portions of the trail impacted by construction access. Valerian will provide the PJMD and the City of Centennial with a mailer/brochure summarizing

