



## Department of Energy

Oak Ridge Office  
P.O. Box 2001  
Oak Ridge, Tennessee 37831

December 3, 2009

Mr. Michael J. Fietze, Director  
Prime Contract Administration  
UT-Battelle, LLC  
P.O. Box 2008  
Oak Ridge, TN 37831-6262

Dear Mr. Fietze:

### **CONTRACT NO. DE-AC05-00OR22725 - MODIFICATION NO. 303**

A fully executed copy of the subject contract modification is enclosed for your retention. This modification obligates American Recovery and Reinvestment Act of 2009 funding in the amount of \$756,978 to the contract for Work Authorization No. FE/01029/41 entitled "Site Support to the IDIQ EM Contractor Work at ORNL for Non-Defense Funded Work". The modification and attached work authorization reflects the finale agreement between the Department of Energy and UT-Battelle on the costs and cost breakdown for the Non-Defense funded work supporting the IDIQ EM Contractors working at ORNL. A contract modification finalizing the parties agreed costs and cost breakdown for the Defense funded work supporting the IDIQ EM Contractors working at ORNL will be executed next week.

If you have any questions, please contact me at 576-4523.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Million".

Mark A. Million  
Contracting Officer

Enclosure

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>		1. CONTRACT ID CODE	PAGE OF PAGES 1   3
2. AMENDMENT/MODIFICATION NO. 303	3. EFFECTIVE DATE See Block 16C	4. REQUISITION/PURCHASE REQ. NO. 10SC001696	5. PROJECT NO. (If applicable)
6. ISSUED BY Oak Ridge U.S. Department of Energy P.O. Box 2001 Oak Ridge TN 37831	CODE 00518	7. ADMINISTERED BY (If other than Item 6) Oak Ridge U.S. Department of Energy P.O. Box 2001 Oak Ridge TN 37831	CODE 00518
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  UT-BATTELLE, LLC Attn: Michael J. Freitze, Director Prime Contract Administration Post Office Box 2008 OAK RIDGE TN 37831-6231		(x) 9A. AMENDMENT OF SOLICITATION NO.	
CODE 099114287		FACILITY CODE	9B. DATED (SEE ITEM 11)
		X 10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC05-00OR22725	
		10B. DATED (SEE ITEM 11) 10/18/1999	

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)  
See Page 3. Net Increase: \$756,978.00

**13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
X	D. OTHER (Specify type of modification and authority) 970.5232-4 OBLIGATION OF FUNDS (DEC 2000), P.L. 111-5, and P.L. 95-91

E. IMPORTANT: Contractor  is not,  is required to sign this document and return 0 copies to the issuing office.

**14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)**

The administrative office (administrative contracting activity) for this award/modification/amendment is 00518.

The administrative office (administrative contracting activity) code is needed by the contractor/recipient for reporting to FederalReporting.gov concerning awards made with funding from the American Recovery and Reinvestment Act of 2009 (ARRA or Recovery Act).

Subj to Retent: N

Continued ...

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Mark A. Million
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED
16B. UNITED STATES OF AMERICA  Mark A. Million (Signature of Contracting Officer)	16C. DATE SIGNED 12/03/2009

<b>CONTINUATION SHEET</b>	REFERENCE NO. OF DOCUMENT BEING CONTINUED	PAGE	OF
	DE-AC05-00OR22725/303	2	3

NAME OF OFFEROR OR CONTRACTOR  
 UT-BATTELLE, LLC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	Recovery TAS::89 0335::TAS  See Page 3.  FOB: Destination Period of Performance: 04/01/2000 to 03/31/2010				

**Block 12 “ACCOUNTING AND APPROPRIATIONS DATA,” continued.**

**Funds Obligated for Recovery Act Projects:**

All required accounting and appropriations data, including the Treasury Accounting Symbol and Fund Code is hereby provided as Attachment 2 to this modification.

**Block 14 “DESCRIPTION OF AMENDMENT/MODIFICATION,” continued.**

- A. This modification is issued to obligate American Recovery and Reinvestment Act (Recovery Act) of 2009 funds for the project entitled “Site Support to the IDIQ EM Contractor Work at ORNL for Non-Defense Funded Work”.
- B. Accordingly, pursuant to Section I Contract Clause – DEAR 970.5232-4 entitled “Obligation of Funds,” funds in the amount of \$756,978 are hereby obligated in support of Recovery Act activities. The total amount of funds obligated under this contract since its inception is increased from \$10,680,579,588.81 to \$10,681,336,566.81.
- C. The specific Contractor Recovery Act Statement of Work, Milestones, Outcomes and Measures, and Deliverables funded by this modification are identified in the following referenced Work Authorization(s):

<b>Work Authorization Number</b>	<b>Work Authorization Title</b>
WA No. FE/01029/41 (Revision No. 1) (Attachment 1)  (Number from Block 8 of the Work Authorization)	Site Support to the IDIQ EM Contractor Work at ORNL for Non-Defense Funded Work

- D. The work described in this modification shall be performed using funds obligated under this contract, which have been appropriated under the Recovery Act of 2009, (Pub. L. 111-5), and as such, is subject to the special statutory conditions and the additional contractual terms and conditions that are listed in section E below and previous contract modifications related to the Recovery Act. The funds obligated hereunder shall only be used to accomplish the work as set forth in section C above and may not be used for any other purpose without the prior written consent of the Contracting Officer.
- E. The Contractor shall complete all Recovery Act Work funded by this modification in accordance with Recovery Act requirements, including the required completion dates specified therein, and by the completion date identified in the approved work authorization for the activity.
- F. All other terms and conditions remain unchanged.

# ATTACHMENT 1

## WORK AUTHORIZATION



- Provide Utility Isolation for facilities to be demolished.
  - Provide a point of contact for establishing RPP interfaces/boundaries for controlling radiological hazards.
  - Provide Fire Protection Engineering review/support for potential impacts on ORNL operations/facilities.
  - Provide ES&H and Technical Subject Matter experts to review impacts on ORNL operations/facilities and ensure that interface points are established and understood.
  - Coordinate Environmental Compliance Activities involving Site-wide issues.
  - Coordinate site space usage.
  - Provide for minor repairs for incidental damage done by IDIQ contractor work.
- Provide for Excavation/penetration Permits.
- Provide applicable records/drawings etc., as required to support the IDIQ contractor in their efforts
  - Provide technical support during transition of facility 2026 from UT-B to the EM IDIQ contractor.

Specific IDIQ Work Supported by this authorization is as follows

1. Central Campus Legacy Material Removal Project – (\$762,366)
2. General Maintenance Facilities Demolition Project – (\$948,945)
3. Southeast Laboratory Complex Demolition Project – (\$948,346)
4. 2026 Complex Legacy Material Removal Project - (\$97,321)

(Attach a detailed description of work to be performed or reference to a work proposal, project plan, or similar document that describes the scope of work, milestones, deliverables, and performance measures/expectations.)

15. Reporting Requirements (Status reports, scientific and technical information or similar):  
 The recipient of funding in the Work Authorization is responsible for meeting all reporting requirements established by the Department of Energy for activities funded by the American Recovery and Reinvestment Act of 2009.

16. Work Authorization Program Official

Name (typed): J. T. Howell	Signature: <i>J. J. Howell</i>	Date: 11/10/09
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17. DOE Field Organization Official:

Name (typed): Johnny O. Moore	Signature: <i>JOM</i>	Date: 11/13/09
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18. Contractor's Authorized Representative.

Name (typed): Kelly J. Beierschmitt	Signature: <i>K. Beierschmitt</i>	Date: 11/17/09
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19. DOE Contracting Officer (or delegated representative).

Name (typed): Mark A. Million	Signature: <i>Mark A. Million</i>	Date: 11/16/09
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ATTACHMENT A – CONTRACTOR RECOVERY ACT PERFORMANCE REQUIREMENTS

**Section A: Contractor Recovery Act Schedule or Milestone Requirement**

This Work Authorization provides for level of effort support to the DOE ORO EM Non Defense funded ARRA work. As such, in a supporting role, there are no specific schedules or milestones. Specific facilities included in the effort are listed in the SOW

**Section B: Contractor Recovery Act Performance Outcomes and Measures**

Provide support to EM by providing services to the EM Non Defense contractors according to the schedules developed.

**Section C: Contractor Recovery Act Deliverables**

NA

# ATTACHMENT 2

## FINANCIAL PLAN REPORT

Financial Plan Number: 1

Fiscal Year: 2010

Fiscal Month: 03

Contract Modification Number: \*\* No MOD \*\*

Rpt Entity: OR OR3/OR4 - Oak Ridge National Lab, X-10, UT-Battelle

### Financial Plan Report - Detail

Site: OR

Page 1 of 2

Report: RFP0001

OR22725 - UT-Battelle (RECOVERY ACT - 8909/100335)

Report Generated on: December 3, 2009 at 08:05:09 AM

Rpt Entity	Fund Code	Leg FT	Program	Legacy B&R	Obj. Class	Local Use	Project	WFO	Legacy Order Number	Beginning Uncosted Obs	Previous	BA Change	Revised	Total Available
470002	05949	UQ	1111361	FE0115000	25400	0473062	2002230	0000000		12,199,301.82	0.00	0.00	0.00	12,199,301.82
470002	05949	UQ	1111361	FE0115000	25400	0473063	2002230	0000000		494,620.82	0.00	262,366.00	262,366.00	756,986.82
<i>AY 2009 - Per work authorization dated 11/16/09</i>														
470002	05949	UQ	1111361	FE0115000	25400	0473064	2002230	0000000		411,816.33	0.00	448,945.00	448,945.00	860,761.33
<i>AY 2009 - Per work authorization dated 11/16/09</i>														
470002	05949	UQ	1111361	FE0115000	25400	0473065	2002230	0000000		432,984.13	0.00	448,346.00	448,346.00	881,330.13
<i>AY 2009 - Per work authorization dated 11/16/09</i>														
470002	05949	UQ	1111361	FE0115000	25400	0473066	2002230	0000000		491,721.82	0.00	-402,679.00	-402,679.00	89,042.82
<i>AY 2009 - Per work authorization dated 11/16/09</i>														
<b>Total for Program Parent/Control Point: FE0115000</b>										<b>14,030,444.92</b>	<b>0.00</b>	<b>756,978.00</b>	<b>756,978.00</b>	<b>14,787,422.92</b>
<b>Total for Fund Type: UQ</b>										<b>14,030,444.92</b>	<b>0.00</b>	<b>756,978.00</b>	<b>756,978.00</b>	<b>14,787,422.92</b>
<b>Total for Recipient Code: OR</b>										<b>14,030,444.92</b>	<b>0.00</b>	<b>756,978.00</b>	<b>756,978.00</b>	<b>14,787,422.92</b>
<b>Total for Reporting Entity: 470002</b>														
<b>Total for OR22725 - UT-Battelle (RECOVERY ACT - 8909/100335)</b>										<b>14,030,444.92</b>	<b>0.00</b>	<b>756,978.00</b>	<b>756,978.00</b>	<b>14,787,422.92</b>

Financial Plan Number: 1  
Contract Modification Number: \*\* No MOD \*\*  
Rpt Entity: OR OR3/OR4 - Oak Ridge National Lab, X-10, UT-Battelle

Fiscal Year: 2010  
Fiscal Month: 03

**Financial Plan Report - Detail**

Site: OR  
Page 2 of 2  
Report: RFP0001

**OR22725 - UT-Battelle (RECOVERY ACT - 8909/100335)**

Report Generated on: December 3, 2009 at 08:05:09 AM

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<u>Agency</u>	<u>Obligation Change Amount</u>
Total Appropriated Funds (Program 40):	0.00
Total DOE and Non-Appropriated Funds:	756,978.00
Grand Total:	756,978.00
Total Non-Appropriated Funds:	0.00

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