



Department of Energy

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

March 15, 2010

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. 338

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 \$300,000 to the contract for the Intergovernmental Personnel Act (IPA) Assignment Agreement between the Department of Energy and UT-Battelle involving Lee McGetrick.

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

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		1. CONTRACT ID CODE	PAGE OF PAGES 1 3
2. AMENDMENT/MODIFICATION NO. 338	3. EFFECTIVE DATE See Block 16C	4. REQUISITION/PURCHASE REQ. NO. 10SC003327	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.	9B. DATED (SEE ITEM 11)
CODE 099114287	FACILITY CODE	(x) 10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC05-00OR22725	10B. DATED (SEE ITEM 13) 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) Net Increase: \$300,000.00
See Page 3.

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

Recovery TAS::89 0253::TAS

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 03/15/2010

CONTINUATION SHEET

REFERENCE NO. OF DOCUMENT BEING CONTINUED
DE-AC05-00OR22725/338

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NAME OF OFFEROR OR CONTRACTOR
UT-BATTELLE, LLC

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

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 to the contract for the Intergovernmental Personnel Act (IPA) Assignment Agreement between the Department of Energy (DOE) and UT-Battelle, LLC involving UT-Battelle employee Lee Bryson McGetrick. This IPA Assignment Agreement with Ms. McGetrick will provide the DOE Environmental Management organization with additional capability for oversight and integration functions with regards to DOE prime contractors who will be performing demolition, legacy material removal, and remedial action projects within the footprint of the Oak Ridge National Laboratory central campus.
- B. Accordingly, pursuant to Section I Contract Clause – DEAR 970.5232-4 entitled “Obligation of Funds,” incremental funds in the amount of \$300,000 are hereby obligated in support of Recovery Act activities. The total amount of funds obligated under this contract since its inception is increased from \$11,004,734,708.58 to \$11,005,034,708.58. The approved Funding Authorization from the DOE Office of Environmental Management is included as Attachment 1 to this modification.
- C. The specific Position Description, Reason for Mobility Assignment, Fiscal Obligations, and other agreement details can be found in the IPA Assignment Agreement for Ms. Lee Bryson McGetrick, which is incorporated by reference.
- 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 identified in section C above and may not be used for any other purpose without the prior written consent of the Contracting Officer.
- E. Contingent on the availability of funds, 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 IPA Assignment Agreement.
- F. All other terms and conditions remain unchanged.

ATTACHMENT 1

FUNDING AUTHORIZATION

**AMERICAN RECOVERY & REINVESTMENT ACT (ARRA)
FUNDING AUTHORIZATION**

Project Code: 2002-260 Program Direction – EM Defense		2. Revision Number 11	3. Date Prepared: 01/05/2010
4. Appropriation: 89-09/10-0253 Defense Environmental Cleanup		5. Federal Contact: Stephen McCracken, 885-576-0742	
6. Project Description: Program Direction supporting: <ul style="list-style-type: none"> • 2002101 Oak Ridge Defense ORNL D&D • 2002102 Oak Ridge Defense TRU Waste • 2002100 Oak Ridge – D&D Y12 • 2002040 Idaho D&D 		John Eschenberg	
7. Performance Period Covered by Funds – From: 01/05/2010		To: 9/30/2011	
8. Funding Authority: Rev 11 provides additional Program Direction funding as follows:			
<u>B&R Reporting Level</u>	<u>Obligation Authority</u>	<u>Cost Authority</u>	<u>Description</u>
EW.10.00.00.0	+\$360,000	+\$360,000	Provides \$300k in Program Direction funding for EM activities at Oak Ridge that support inherently federal functions, e.g., travel, training, acquisitions & budget operations. An additional \$60k is included for contractor support for specialized independent cost estimates for Idaho RA activities.
9. Reporting Requirements: Reporting and readiness certifications have been received for this effort. Recipients of funding appropriated by the Act shall comply with requirements of applicable Federal, State, and local laws, regulations, DOE policy and guidance. Recipients shall flow down the requirements to subrecipients at any tier to the extent necessary to ensure the recipient's compliance with the requirements. All sites must separately track the projects and provide data i.e.,			
• Current Monthly Obligation	• Cumulative Obligations to-date	• Percent Obligated (cumulative)	• Current Monthly Costs
• Percent Costed (cumulative)	• Jobs Retained	• Jobs Created	• Total Dollars Under Contract
• Standard EVMS Metrics & Indices	• Contract Award Amounts	• Contract Award Information	• Cumulative Costs to-date
			• Percent Under Contract Per Total Allocation
10. Connie Flohr – Director, EM Office of Budget (Acting)		(Date) 1/5/10	
11. Cynthia V. Anderson - EM Recovery Act Program Manager		(Date) 1/5/10	

ATTACHMENT 2

FINANCIAL PLAN REPORT

Financial Plan Report - Detail

OR22725 - UT-Battelle (RECOVERY ACT - 8909/100253)

Report Generated on: March 2, 2010 at 02:11:51 PM

Rpt Entry	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	06049	EZ	1110465	EW1001209	25400	0000000	2002260	0000000		130,026.91	0.00	300,000.00	300,000.00	430,026.91
<i>AY 2009 - Funding provided to cover direct costs of IPA salary, fringe benefits, travel and training (i.e. not wage pool). This work is contingent upon an approved extension to the assignment agreement.</i>														
Total for Program Parent/Control Point: EW1000000										130,026.91	0.00	300,000.00	300,000.00	430,026.91
470002	06049	EZ	1111376	FD0412000	25400	0473041	2002101	0000000		99,436.73	-98,500.00	0.00	-98,500.00	936.73
<i>AY 2009 - Per Funding Authorization dated 4/17/2009, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$100,000 for Melton Valley Sentinel Wells.</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473053	2002101	0000000		9,678,042.24	0.00	0.00	0.00	9,678,042.24
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is reduced by \$2,000,000 to \$12,000,000 for Building 3026 Demolish Wooden Superstructure.</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473054	2002101	0000000		820,804.22	616,041.00	0.00	616,041.00	1,436,845.22
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$500,000 for Bethel Valley Isotope Facilities (Building 3026 Demolition - Hot Cells).</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473055	2002101	0000000		824,216.42	921,555.00	0.00	921,555.00	1,745,771.42
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$500,000 for ORNL Small Facilities Completion Demolition.</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473056	2002101	0000000		376,157.77	10,967.00	0.00	10,967.00	387,124.77
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$100,000 for Corehole 8 Remediation.</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473058	2002101	0000000		8,314,307.18	-7,925,751.00	0.00	-7,925,751.00	388,556.18
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$200,000 for Bethel Valley Burial Grounds (Cap SWSA 1 and 3).</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473059	2002101	0000000		377,619.40	10,967.00	0.00	10,967.00	388,586.40
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$100,000 for Bethel Valley Groundwater Early Actions (Pump and Treat).</i>														
470002	06049	EZ	1111376	FD0412000	25400	0473060	2002101	0000000		819,843.87	616,041.00	0.00	616,041.00	1,435,884.87
<i>AY 2009 - Per Funding Authorization dated 4/17/2009 and 9/2/09, Appropriation 89-09/10-0253 Defense Environmental Cleanup, Project Code 2002101. Cost authority is \$500,000 for Bethel Valley Isotope Facilities (Building 3038 Legacy Material Removal and Demolition).</i>														
Total for Program Parent/Control Point: FD0412000										21,310,427.83	-5,848,680.00	0.00	-5,848,680.00	15,461,747.83
Total for Fund Type: EZ										21,440,454.74	-5,848,680.00	300,000.00	-5,548,680.00	15,891,774.74
Total for Recipient Code: OR										21,440,454.74	-5,848,680.00	300,000.00	-5,548,680.00	15,891,774.74
Total for Reporting Entity: 470002										21,440,454.74	-5,848,680.00	300,000.00	-5,548,680.00	15,891,774.74
Total for OR22725 - UT-Battelle (RECOVERY ACT - 8909/100253)										21,440,454.74	-5,848,680.00	300,000.00	-5,548,680.00	15,891,774.74

Financial Plan Number: 2

Fiscal Year: 2010

Fiscal Month: 06

Contract Modification Number: ** No MOD **

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

Financial Plan Report - Detail

Site: OR

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Report: RFP0001

OR22725 - UT-Battelle (RECOVERY ACT - 8909/100253)

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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:	300,000.00
Grand Total:	300,000.00
Total Non-Appropriated Funds:	0.00
