

**SUPPLEMENTAL AGREEMENT NO. 9  
TO  
AGREEMENT OF FEBRUARY 20, 2008  
FOR  
ENGINEERING SERVICES for  
Fort Bend Parkway Toll Road Segment B (Phase 1)**

This Supplemental Agreement is made and entered into this 16<sup>th</sup> day of March, 2011, and modifies the ENGINEERING SERVICES AGREEMENT made with Brown & Gay Engineers, Inc., dated February 20, 2008 for engineering design, environmental assessment, geotechnical and survey services for the extension of the Fort Bend Parkway Toll Road, Segment B (Phase 1).

The agreement is hereby modified as follows:

The Scope of Services are amended to include the additional service as described in Attachment A-1, which are made part of this Supplemental Agreement.

The first sentence of Paragraph 2.a is replaced with the following:

“Compensation for performance of the Services defined in Attachment A-1 will be as follows: The Additional Services compensation shall be increased by \$35,929.00, for the additional work shown in Attachment A-1 which provides for preparing Parcel Descriptions along a portion of Segment B-3. The maximum amount payable under this agreement shall not exceed \$1,338,864.23 for all work except by separate agreement in accordance with the provisions of this agreement.”

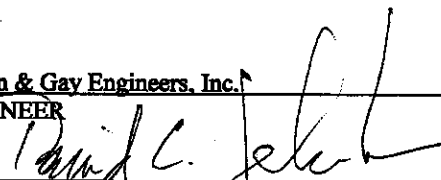
IN WITNESS WHEREOF, this Supplemental Agreement is hereby executed as of the date first set forth above.

Supplemental Agreement No. 9  
To Agreement of February 20, 2008

FORT BEND COUNTY TOLL ROAD  
AUTHORITY, a local government  
Texas Corporation

By:   
James Condrey  
Chairman, Board of Directors

ATTEST:   
By \_\_\_\_\_

Brown & Gay Engineers, Inc.  
ENGINEER  
By:   
Name: David C. Johnston, P.E.  
Title: Senior Vice President

**ATTACHMENT A-1  
SUPPLEMENTAL AGREEMENT NUMBER 9  
Fort Bend Parkway Toll Road, Segment B, Phase 1**

**SCOPE OF SERVICES  
Parcel Descriptions for Segment B, Phase 3  
Sienna Ranch Road to Steep Bank Creek**

**GENERAL DESCRIPTION**

**D. FIELD SURVEYS**

The surveying subconsultant (LJA Engineering & Surveying, Inc.) shall perform all work necessary to prepare parcel descriptions and right-of-way maps for the portion of Segment B-3 from Sienna Ranch Road to Steep Bank Creek (approximately 5100 feet long). These documents will be prepared similar to those for Segment B-1 (SH 6 to Sienna Parkway).

1. Existing Data – Review and evaluate existing data.
2. Field Surveys and Parcel Mapping – Prepare all required documents for the additional right of way along Segment B-3. Base line and Right-of way line to be monumented at 1000 foot intervals.

**Deliverables**

- a. Metes and Bounds description and parcel map of the taking tract sealed by surveyor with cover letter from surveyor that states that the description is correct and forms a closure.
- b. A survey of the taking tract, with parent tract inset. The survey will show all recorded encumbrances and unrecorded encroachments or objects. The survey should contain an acreage summary of total acreage, the taking acreage, the remainder tract on either side of the taking, and description and location of all utility, pipelines, other public or private carriers w/ reference to the deed records evidencing the encumbrance.
- c. Copy of the vesting deed and copies of all easements or encroachments of record provided by a professional abstractor.
- d. Map of survey over the latest available aerial photograph. This map should be provided in two formats: 1) the overall project; and 2) each tract individually. The file should be compatible with the schematic file so that an overlay of the schematic can also be shown on the overall project map.

**K. PROJECT MANAGEMENT AND CONTROLS**

Brown & Gay Engineers, Inc. will perform the following:

1. Roadway alignment – Evaluate and revise roadway horizontal alignment geometry in order to provide proper alignment to surveyor.
2. Management and coordination - Coordinate with LJA and ABHR staff. Work shall include attend meetings, prepare invoices, maintain parcel and other documents, and prepare progress reports.

**ATTACHMENT B-1  
SUPPLEMENTAL AGREEMENT NO. 9  
FORT BEND PARKWAY TOLL ROAD**

**LJA ENGINEERING AND SURVEYING, INC**

MANHOUR COST SUMMARY		SURVEY CREW	PROJECT SURVEYOR	SURVEY MANAGER	SENIOR CONSULTANT	SURVEY TECHNICIAN	FIELD SUPERVISOR	CLERICAL	TOTAL
<b>FIELD SURVEYS</b>									
	Right of Way Parcel Descriptions for future portion of Segment B-3 (between Sienna Ranch Rd. and Steep Bank Creek) (3 parcels)	100	50	10		62	10	6	238
<b>TOTAL HOURS</b>		100	50	10	0	62	10	6	238
<b>MANHOUR RATES</b>		\$ 145.00	\$ 115.00	\$ 130.00	\$ 150.00	\$ 97.00	\$ 97.00	\$ 65.00	
<b>TOTAL DIRECT LABOR COSTS</b>		\$ 14,500.00	\$ 5,750.00	\$ 1,300.00	\$ -	\$ 6,014.00	\$ 970.00	\$ 390.00	\$ 28,924.00
<b>EXPENSE COST SUMMARY - SURVEYING SUBCONSULTANT</b>									
		MILEAGE	PLOTS	REPRO	GPS	PROF. ABTRACTOR	EXPENSE TOTAL		
<b>TOTAL</b>		\$ 500.00	\$ 325.00	\$ 25.00	\$ 500.00	\$ 800.00	\$ 2,150.00		
									<b>SUB-TOTAL</b> \$ 31,074.00

**BROWN & GAY ENGINEERS, INC.**

MANHOUR COST SUMMARY		PROJECT MANAGER	PROJECT ENG	KIT					TOTAL
<b>ROADWAY ALIGNMENT &amp; COORDINATION</b>									
	Horizontal alignment geometry information	4	8	8					20
	Coordinate with LJA & ABHR	10	2	0					12
<b>TOTAL HOURS</b>		14	10	8					32
<b>MANHOUR RATES</b>		\$ 187.50	\$ 132.80	\$ 104.00					
<b>TOTAL DIRECT LABOR COSTS</b>		\$ 2,625.00	\$ 1,328.00	\$ 832.00					\$ 4,785.00
<b>EXPENSE COST SUMMARY</b>									
		MILEAGE	DELIVERIES	REPRO					EXPENSE TOTAL
<b>TOTAL</b>		\$ -	\$ 50.00	\$ 20.00					\$ 70.00
									<b>SUB-TOTAL</b> \$ 4,855.00

**GRAND TOTAL** \$ 35,929.00