

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

**AMENDMENT TO STANDARD UTILITY AGREEMENT
(U-0008: EN-TOUCH SYSTEMS)**

THIS AMENDMENT, is made and entered into by and between Fort Bend County (hereinafter "County"), a body corporate and politic under the laws of the State of Texas, and En-Touch Systems, Inc. (hereinafter "Utility"), acting by and through its duly authorized representative.

WHEREAS, the parties executed and accepted that certain Standard Utility Agreement on January 13, 2016, (hereinafter "Agreement"); and

WHEREAS, the parties desire to amend the Agreement to reflect the actual costs incurred for the work performed and increase the amount to be reimbursed by the County based on such actual costs.

NOW, THEREFORE, the parties do mutually agree as follows:

1. County shall pay Utility an additional twelve thousand three hundred thirteen dollars and 55/100 (\$12,313.55), as reimbursement of a portion of the documented actual costs of the work performed under the Agreement, as reflected in the invoices and supporting documents attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The maximum amount payable to Utility as reimbursement of fifty percent (50%) of the documented actual costs incurred for relocation of the utility in adjustment, removal, and/or relocation of the Utility's facilities under the terms of the Agreement is hereby increased to an amount not to exceed fifty-four thousand one hundred eighty-nine dollars and 73/100 (\$54,189.73), authorized as follows:

\$41,876.18 under the Agreement based on estimated costs; and
\$12,313.55 under this Amendment reflecting the amount in excess of the estimated costs based on actual costs.
3. In no case shall the amount paid by County for all reimbursements to be made under the Agreement and this Amendment exceed the maximum amount payable as stated in the preceding Section 2 without further written amendment of the Agreement executed by the parties.

Except as provided herein, all terms and conditions of the Agreement shall remain unchanged.

FORT BEND COUNTY

EN-TOUCH SYSTEMS, INC

Robert E. Hebert, County Judge

Authorized Signature

Date

Authorized Name

ATTEST:

Title

Date

Laura Richard, County Clerk

APPROVED:

Richard W. Stolleis, P.E., County Engineer

APPROVED AS TO LEGAL FORM:

Marcus D. Spencer, First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$_____ to
accomplish and pay the obligation of Fort Bend County under this contract.

Robert Ed Sturdivant, County Auditor

I:\Marcus\FM 1093-Westpark Tollway Project\Utility Relocations\Amend 1 - Std Util Agmt.EnTouch.docx

Amendment to Standard Utility Agreement
(U-00008: En-Touch Systems, Inc.)

EXHIBIT A

Entouch Systems

Job Number:	WO15CFB1074
Community:	Ft Bend County
Section:	FM 1093 Road widening
Contractor:	Elite/Byers

Project Description: Westpark Tollway

		Invoice #
Elite Utilities Invoices	\$48,624.85	14123
Byers Invoices	\$600.00	661185
Byers Invoices	\$13,979.55	661186
Byers Invoices	\$3,400.00	691338
In House Project Management	\$9,000.00	120 hour @ \$75 per hour
Material	\$32,775.06	

Total Cost **\$108,379.46**

Fort Bend County Reimbursement (50%) **\$54,189.73**

ELITE UTILITY SERVICES, INC.

15918 ESCHER
CYPRESS, TX 77429

Invoice

Date	Invoice #
10/4/2016	14123

Bill To
En-Touch Systems, Inc. 11011 Richmond Suite 400 Houston, Texas 77042

FM1093 Aerial Cable Relocate WO15CFB1074
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P.O. Number	Terms	Project
	Net 30	

Item Number	Description	Quantity	Amount
	FM1093 Aerial Cable Relocate WO15CFB1074 Placement of new strand, duct, utility poles, handholes, fiber optic cable, and wrecking out old cable, strand, and hardware from old route.		
AER-001	13832 ft./ Install Strand and Hardware	13,832	4,149.60
AER-003	13832 ft./ Lash Fiber Over 1,000ft	13,832	7,192.64
AER-010	16-Lash Storage Loops	16	1,200.00
AER-011	130 -Chase Slack Loop/ delash and relash, pull slack to new location	130	97.50
AER-012	10000ft.-Wreck Out fiber and strand	10,000	1,800.00
AER-012	4700 ft.-Wreck Out Wreckout with slack loops made for re-use of fiber	4,700	2,820.00
AER-013	3-Pole Transfer	3	93.00
AER-014	86-Pole Attachment	86	1,290.00
AER-016	2-Remove Down Guy	2	24.00
AER-017	6-Sidewalk Guy	6	141.30
AER-023	2-Install Anchor (2- remove)	2	50.00
AER-025	90 ft./ Re-Sag Strand	90	34.20
AER-026	7-Set Class 3 Pole	7	2,975.00
AER-027	4-Riser Transfer to new pole (2- new, 2- remove)	4	300.00
Fib-009	Loc # 1 New handhole on Spring Green	96	2,016.00
Fib-009	Loc #2 New aerial case on 723	96	2,016.00
FIB-001	Loc #3 New aerial case on 1093 near WL	24	600.00
Fib-009	Loc #4 New aerial case on KAty Gaston near 1093	96	2,016.00
Fib-008	Loc #5 New aerial case on 723 2nd night	48	1,056.00
Fib-008	Loc #6 New HH on Spring Green	48	1,056.00
FIB-002	4-Fiber Cable Prep Fee	4	300.00
FIB-003	9-Enclosure Re-Entry	9	900.00
FIB-005	3-Remount Fiber Enclosure	3	300.00
FIB-006	3- Trouble Shooting / Mapping per location	3	150.00
UG-005	650 ft.-2in Bore	650	4,875.00
UG-010	1-Place Handhole- New handhole	1	125.00
UG-010B	1-Place handhole on existing plant	1	250.00
UG-013	1442 ft./Place cable or fiber in conduit	1,442	793.10
Total			

15918 ESCHER
CYPRESS, TX 77429

Date	Invoice #
10/4/2016	14123

Bill To
En-Touch Systems, Inc. 11011 Richmond Suite 400 Houston, Texas 77042

FM1093 Aerial Cable Relocate WO15CFB1074

P.O. Number	Terms	Project
	Net 30	

[illegible]



6285 BARFIELD ROAD - ATLANTA, GEORGIA 30328-4303
404.843.1000 – FAX 404.843.2116 – www.byers.com
FEI#58-1117270

STATEMENT

EnTouch Systems
11011 Richmond Ave.
Suite 400
Houston, Tx 77042

No. 661185

DATE 10/08/15

Attention: Wesley Pennix

Job No. FTH42021

Senior Outside Plant Engineer hourly billing off site –

WO15CFB1090
Jerry Sproull
24 hours @ \$50/per hour = \$1,200.00
Week Ending 09/04/2015

WO15CFB1017
Jerry Sproull
12 hours @ \$50/per hour = \$600.00
Week Ending 09/04/2015

WO15CFB1074
Jerry Sproull
12 hours @ \$50/per hour = \$600.00
Week Ending 09/12/2015

WO15CFB1017
Jerry Sproull
8 hours @ \$50/per hour = \$400.00
Week Ending 09/12/2015

WO15CFB1109

Jerry Sproull

4 hours @ \$50/per hour = \$200.00

Week Ending 09/12/2015

WO15CFB1111

David Bryant

5 hours @ \$50/per hour = \$250.00

Week Ending 09/19/2015

WO15CFB1110

David Bryant

8 hours @ \$50/per hour = \$400.00

Week Ending 09/19/2015

WO15CFB1109

David Bryant

6 hours @ \$50/per hour = \$300.00

Week Ending 09/19/2015

WO15CFB1090

David Bryant

6 hours @ \$50/per hour = \$300.00

Week Ending 09/19/2015

WO15CFB1090

Jerry Sproull

16 hours @ \$50/per hour = \$800.00

Week Ending 09/19/2015

WO15CFB1110

Jerry Sproull

2 hours @ \$50/per hour = \$100.00

Week Ending 09/19/2015

WO15CFB1112

Jerry Sproull

7 hours @ \$50/per hour = \$350.00

Week Ending 09/19/2015

WO15CFB1109

Jerry Sproull

13 hours @ \$50/per hour = \$650.00

Week Ending 09/19/2015

WO15CFB1017

Jerry Sproull

1 hours @ \$50/per hour = \$50.00

Week Ending 09/19/2015

WO15CFB1113

Jerry Sproull

1 hours @ \$50/per hour = \$50.00

Week Ending 09/19/2015

Statement Amount

\$6,250.00



6285 BARFIELD ROAD - ATLANTA, GEORGIA 30328-4303
404.843.1000 – FAX 404.843.2116 – www.byers.com
FEI#58-1117270

STATEMENT

EnTouch Systems
11011 Richmond Ave.
Suite 400
Houston, Tx 77042

No. 661186

DATE 10/15/15

Attention: Wesley Pennix

Byers No. FTH42027
Job No. W015CFB1074

Aerial fiber cable relocation for the FM 1093-West Park toll extension conflict, from
Katy Gaston Rd and FM 1093 to Westheimer Lakes North Dr and FM 1093

Scope of Work:

Coordinate with the two retained representatives Fort Bend County
Review and analyze associated toll road extension construction plans
Produce field notes/cad drawings to place 12,735 linear ft of aerial fiber cable and to
remove 13,432 linear ft of aerial cable
Produce field notes/cad drawings to place 497 linear ft of buried fiber cable
Process a pole attachment application with Center point Energy for 75 poles
Produce and submit a non-typical TXDOT traffic control permit
Process a reimbursement agreement for Entouch with Fort Bend County for this project

Statement Amount	\$13,979.55
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6285 BARFIELD ROAD - ATLANTA, GEORGIA 30328-4303
404.843.1000 – FAX 404.843.2116 – www.byers.com
FEI#58-1117270

STATEMENT

EnTouch Systems
11011 Richmond Ave.
Suite 400
Houston, Tx 77042

No. 691338

DATE 10/06/2016

Attention: Wesley Pennix

Job No. FTH42042

Senior Outside Plant Engineer hourly billing off site –

WO16CFB1176 *Grove Parkman*
BEC 203– Project Coordinator/Engineering Designer to assist Manager
16 hours @ \$50/per hour = \$800.00

WO15CFB1074 *Fm 1093*
BEC 203– Project Coordinator/Engineering Designer to assist Manager
68 hours @ \$50/per hour = \$3400.00

WO16CFB1024 *Hwy 389/90*
BEC 203 – Project Coordinator/engineering Designer to assist Manager
29 hours @ \$50/per hour = \$1450.00

WO16CFB1190 *Spring Valley Medical - 9190 Katy Freeway*
BEC 203 – Project Coordinator/engineering Designer to assist Manager
80 hours @ \$50/per hour = \$4000.00

WO16CFB1021 *West Belmont*
BEC 203 – Project Coordinator/engineering Designer to assist Manager
44 hours @ \$50/per hour = \$2200.00

Statement Amount

\$11,850.00

MATERIALS

GP Item #	Material List	Vendor		Cost	Qty	Total
	FIBER					
FIB000088	12Ct. Fiber-Commscope/KGP	KGP	Per FT	\$0.29		\$0.00
FIB000089	24Ct. Fiber-Commscope/KGP	KGP	Per FT	\$0.37		\$0.00
FIB000090	48Ct. Fiber-Commscope/KGP	KGP	Per FT	\$0.48		\$0.00
FIB000091	96Ct. Fiber-Commscope/KGP	KGP	Per FT	\$0.85		\$0.00
FIB000092	144Ct. Fiber-Commscope/KGP	KGP	Per FT	\$1.24	16200	\$20,088.00
FIB000105	288Ct. Fiber		Per FT	\$2.48		\$0.00
	Conduit					
CON000005	1 1/4" Conduit	CSC	Per FT	\$0.42		\$0.00
CON000006	2" Conduit	CSC	Per FT	\$0.76	2000	\$1,520.00
CON000010	1" Plenum Flex Duct	Graybar	Per FT	\$2.05		\$0.00
	PEDS					
FIB0000145	Clearfield 2 port XPAK	Clearfield	Each	\$52.00		\$0.00
FIB0000146	Clearfield 4 port XPAK	Clearfield	Each	\$66.00		\$0.00
FIB0000147	Charles BD4 FFTH ped	P&T	Each	\$96.40		\$0.00
FIB0000148	Charles BD4 FFTH ped STAKE	P&T	Each	\$7.95		\$0.00
BC000116	Ant Poison 1 per ped & HH (Order for every FTTH Ped)		Each	\$3.62	4	\$14.46
	Handholes					
FIB000086	24X36X36 PC TIER 15 PULL BOX W/COVER SMALL HH	City Build	Each	\$365.00	4	\$1,460.00
FIB000087	30x48x36 PolyConcrete box, open bottom. 2 piece lid LARGE HH	City Build	Each	\$500.00		\$0.00
FIB000009	Fiber Markers - Poly Dome Posts		Each	\$12.00	4	\$48.00
BC000027	Ground Rod		Each	\$7.00	4	\$28.00
BC000025	Gound Rod clamps		Each	\$4.03	4	\$16.12
	Splice Cases/Trays					
FIB000107	FOSC450-D6-6-NT-0-D3V - KGP Underground (Tyco Splice Case)	KGP	Each	\$316.69		\$0.00
FIB000108	FOSC-ACC-D-TRAY-36-KIT - KGP (Tyco Splice Tray)	KGP	Each	\$20.82		\$0.00
FIB000110	Coyote Closure - Reg 144 ct or less (Aerial)	City Build	Each	\$270.00	3	\$810.00
FIB000109	Coyote Closure - Lg - 288 ct or more (Aerial)	City Build	Each	\$490.00		\$0.00
FIB000135	36ct Splice Tray	City Build	Each	\$36.50	12	\$438.00
FIB000027	Emersen Splice Trays		Each			\$0.00
BC000110	3M Fiber Bonding Clamps	P&T	Each	\$0.79		\$0.00
	Aerial					
AE000001	430 Lashing Wire -2 Per 1000 ft Aerial	P&T	Per Roll	\$9.68	26	\$251.68
AE000002	1/4" Extra High Strength Strand		Per Ft	\$0.12	15200	\$1,824.00
AE000003	5/8" x 14" Machine Bolt (box of 25) (1 per pole)	P&T	Each	\$1.34		\$0.00
AE000004	5/8" x 14" Thimble Eye Bolt (box of 25)	P&T	Each	\$3.40	100	\$340.00
AE000005	5/8" x 16" Machine Bolt (box of 25)	P&T	Each	\$1.55		\$0.00
AE000006	5/8" x 16" Thimble Eye Bolt (box of 25)	P&T	Each	\$3.80		\$0.00
AE000007	2" Square Washer (box of 100) (2 per pole)	P&T	Each	\$0.21	200	\$42.00
AE000008	5/8" Square Nut (box of 100) (1 per pole)	P&T	Each	\$0.19	200	\$38.00
AE000009	3 Bolt B Suspension Clamp (box of 25) (1 per pole)	P&T	Each	\$2.85	100	\$285.00
BC000102	Aerial Fiber markers (4" Oragen Panel- part # APCM40) (1 per pole)	ACP	Each	\$1.55	100	\$155.00
AE000010	1/4" Guy Grip (Dead End) (box of 100)	P&T	Each	\$1.12	100	\$112.00
AE000011	Anchor - 6" 3/4" X 66"	P&T	Each	\$18.89	5	\$94.45
AE000012	Yellow Guy Guard (box of 25)	P&T	Each	\$3.63	10	\$36.30
AE000013	2"x8' Plastic U-guard (box of 100)	P&T	Each	\$8.34	10	\$83.40
AE000014	Bug Nuts (box of 100) (2 per pole)	P&T	Each	\$0.40	200	\$80.00
AE000015	Panduit Support Tie and Spacer (100/bag)	P&T	Each	\$0.84	200	\$168.00
AE000016	Weaver Clamp (box of 100)	P&T	Each	\$4.16	1	\$4.16
AE000020	Aerial Hanger Clamp Kit	P&T	Each	\$21.89	8	\$175.12
AE000021	6 GA Copper Bare Wire (315' roll)	P&T	Each	\$115.92	0.5	\$57.96
AE000022	1/4" x 2" Galvanized Lag Screw	P&T	Each	\$0.20	25	\$5.00
AE000023	1/4 straight splice for strand	P&T	Each	\$10.35	2	\$20.70
AE000024	16" Aluminum Fiber Storage Unit	P&T	Each	\$50.00	4	\$200.00

MATERIALS

AE000025	20" Aluminum Fiber Storage Unit	P&T	Each	\$65.28		\$0.00
AE000026	Hook 5/8" Guy w/Integral Lag (Goat Head)	P&T	Each	\$2.76	8	\$22.08
AE000032	Double Arming Bolt - Riser Standoff	City Build	Each	\$5.95	6	\$35.70
AE000033	2 1/4" X 2 1/4" X 1/8" Square Washer - Riser Standoff	City Build	Each	\$0.45	6	\$2.70
AE000034	Unistrut - Galv. 1/5/8" Slotted - Riser Standoff (10')	City Build	Each	\$1.45	6	\$8.70
AE000035	2" Unistrut Pipe Clamp - Riser Standoff	City Build	Each	\$2.96	12	\$35.52
AE000036	1 1/4" Unistrut Pipe Clamp - Riser Standoff	City Build	Each	\$2.69		\$0.00
	EMT					
MISC	1 - 1/4" EMT (Inlcudes connectors/mount brackets/couplers....)	Graybar	Each	\$2.00		\$0.00
DP000151	C-Access for EMT Per Each	Graybar	Each	\$18.32		\$0.00
DP000150	LB or for EMT Per Each	Graybar	Each	\$10.38		\$0.00
DP000127	Install 6X6 EMT box Per Each	Graybar	Each	\$7.62		\$0.00

Cost:	\$28,500.05
Tax/Shipping	\$4,275.01
Total Cost:	\$32,775.06

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

Certificate Number:
2016-132280

Date Filed:
11/03/2016

Date Acknowledged:

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

entouch systems inc
houston, TX United States

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

Fort Bend County

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

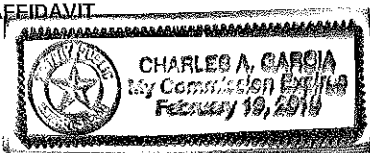
23381
Utility Relocation Regarding FM 1093/Westpark, Mobility Bond Project no. 748

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.



6 AFFIDAVIT



I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.

Wesley Pennix

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said WESLEY Pennix, this the 2nd day of November, 2016, to certify which, witness my hand and seal of office.

Signature of officer administering oath

Printed name of officer administering oath

Title of officer administering oath