

STATE OF TEXAS                   §  
                                             §  
COUNTY OF FORT BEND       §

**THIRD AMENDMENT TO AGREEMENT FOR  
PROFESSIONAL ENGINEERING SERVICES**

**THIS THIRD 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 Halff Associates, Inc., (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Professional Engineering Services on June 2, 2015, (hereinafter "Agreement") pursuant to SOQ 14-025; as amended by documents dated December 1, 2015, (hereinafter "Amendment") and September 6, 2016, (hereinafter "Second Amendment"); and

WHEREAS, the parties desire to further amend the Agreement to include additional services to be provided by Contractor.

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

1. Services to be rendered under the Agreement shall be amended to add design services beyond the original scope of work, as described in the Supplemental Proposal for Additional Services dated December 15, 2016, attached hereto as Exhibit A, and incorporated herein for purposes.
2. County shall pay Contractor an additional eight thousand two hundred dollars and no/100 (\$8,200.00), for the additional design services to be rendered under this Amendment.
3. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed four hundred thousand four hundred fifty dollars and no/100 (\$400,450.00), allocated as follows:
  - A. \$325,000.00 under the Agreement;
  - B. \$29,000.00 under the Amendment;
  - C. \$38,250.00 under the Second Amendment; and
  - D. \$8,200.00 under this Third Amendment.
4. The Time of Performance for Contractor to complete all Services under the Agreement and subsequent Amendments is hereby extended by an additional twelve (12) months for a total of thirty-six (36) months from the date of Contractor's initial receipt of the Notice to Proceed under the Agreement.
5. In no case shall the amount paid by County for all Services under the Agreement or the subsequent Amendments exceed the Maximum Compensation without a written agreement signed by the parties.

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

FORT BEND COUNTY

HALFF ASSOCIATES, INC.

\_\_\_\_\_  
Robert E. Hebert, County Judge

  
\_\_\_\_\_  
Michael Barbier, P.E., Transportation Manager

\_\_\_\_\_  
Date

2-3-2017  
\_\_\_\_\_  
Date

ATTEST:

\_\_\_\_\_  
Laura Richard, County Clerk

APPROVED:

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

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
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

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# EXHIBIT A



December 15, 2016

Fort Bend County Engineering Department  
301 Jackson Street  
Richmond, Texas 77469

Attn: Richard Stolleis, P.E.

**RE: Supplemental for Additional Services associated with  
Beechnut Improvements from F.M. 1464 to Lobera Drive**

Dear Mr. Stolleis:

Halff Associates Inc. is pleased to submit this proposal for professional engineering services for the above referenced project. The scope of work is defined in Attachment A. A detailed labor breakdown and level of effort is included as Attachment B. The estimated cost to perform the design work is \$8,200.00.

We appreciate the opportunity to work on this important assignment. We are available to discuss this proposal at your convenience and stand ready to commence work immediately upon receipt of the notice to proceed.

Sincerely,  
***Halff Associates, Inc.***

A handwritten signature in black ink, appearing to read "Michael Barbier", is written over a light blue horizontal line.

Michael Barbier, P.E.  
Transportation Team Leader

## **Attachment 'A'**

### **Scope of Work for Beechnut Additional Services**

Halff Associates, Inc. (Halff) has been contracted with Fort Bend County for engineering services to design a segment of Beechnut Street from F.M. 1464 to Lobera Drive. During the final design phase, it was discovered that a portion of the existing storm sewer system adjacent to the project area on Clodine Rd was constructed in a manner that does not allow the system to adequately drain. Halff will extend the proposed storm sewer design on Beechnut Street to include reconstruction of this additional area on Clodine. The scope of work below describes the additional services required to be completed during the final design phase.

#### **Additional Storm Sewer Design**

The proposed storm sewer design area will be extended to include the south side of Clodine Road adjacent to the original project area.

##### **Tasks included in the design**

1. Design storm sewer system to drain the portion of Clodine Rd just south of Beechnut Street
2. The design will include replacement of approximately 2 curb inlets, 2 manholes, and associated storm sewer pipe to connect this system to the proposed Beechnut system.
3. Additional phases will be added to the Beechnut Street traffic control plan to accommodate the construction of the additional storm sewer.
4. Street cuts will be required on the existing Beechnut section and Clodine Rd
5. Beechnut Street hydraulic calculations will be updated to include the additional proposed storm sewer

##### **Tasks excluded from the design**

1. Existing storm sewer modifications beyond what is necessary to allow the added area to drain to the proposed Beechnut system
2. Roadway modifications to exiting Beechnut Street and Clodine Road beyond what is required to construct the proposed storm sewer.

**Attachment 'B'**

### Beechnut Widening Fee Estimate Worksheet - Supplemental for Additional Services

Halt Associates, Inc.

**Project Manager: Michael Barbier**

[illegible]

**CERTIFICATE OF INTERESTED PARTIES****FORM 1295**

1 of 2

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

Halff Associates, Inc.  
Houston, TX United States

**Certificate Number:**  
2017-164809

**Date Filed:**  
02/09/2017

**Date Acknowledged:**

**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.**

13201-SOQ 14-025  
Professional Engineering Services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Murray, Menton	McAllen, TX United States	X	
	Adams, Bobby	Houston, TX United States	X	
	Tanksley, Dan	Richardson, TX United States	X	
	Ickert, Andrew	Fort Worth, TX United States	X	
	Skipwith, Walter	Richardson, TX United States	X	
	Jackson, Todd	Austin, TX United States	X	
	Moya, Mike	Austin, TX United States	X	
	Molloy, Martin	Richardson, TX United States	X	
	Craig, Matthew	Richardson, TX United States	X	
	Killen, Russell	Richardson, TX United States	X	
	Plugge, Jr., Roman	Richardson, TX United States	X	
	Kunz, Patrick	Richardson, TX United States	X	
	Barbier, Michael	Houston, TX United States	X	

# CERTIFICATE OF INTERESTED PARTIES

FORM 1295

2 of 2

Complete Nos. 1 - 4 and 6 if there are interested parties.  
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Fort Bend County

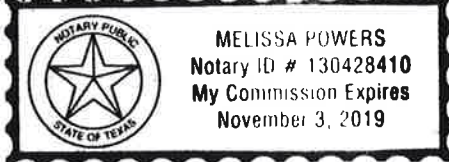
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13201-SOQ 14-025  
Professional Engineering Services

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.

*[Signature]*

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Michael Barbier, this the 9 day of February, 2017, to certify which, witness my hand and seal of office.

*[Signature]*

Signature of officer administering oath

Melissa Powers

Printed name of officer administering oath

Notary/Admin

Title of officer administering oath