

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

**AMENDMENT TO AGREEMENT FOR
PROFESSIONAL ENGINEERING SERVICES**

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 Binkley & Barfield, 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 February 28, 2017, (hereinafter "Agreement") for Services to be provided under the Fort Bend County 2013 Mobility Bond Program – A. Myers Road Extension from Berdett Road to FM 762 – Project No. 13102, pursuant to SOQ 14-025; and

WHEREAS, the parties desire to amend the Agreement for additional professional engineering and surveying Services to be provided and increase the total Maximum Compensation available to perform the Services.

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

1. County shall pay Contractor an additional twenty-four thousand two hundred seventeen dollars and no/100 (\$24,217.00) to render additional Services to County as described in the Scope of Work attached as Exhibit "A" hereto and incorporated herein for all purposes; and
2. The Maximum Compensation payable to Contractor for all Services rendered under the Agreement and this Amendment is hereby increased to an amount not to exceed three hundred sixty-two thousand one hundred thirty-seven dollars and no/100 (\$362,137.00), authorized as follows:

\$337,920.00 under the Agreement; and

\$24,217.00 under this Amendment.

3. In no case shall the amount paid by County for all Services under the Agreement and this Amendment exceed the Maximum Compensation without written amendment executed by the parties.

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

FORT BEND COUNTY

BINKLEY & BARFIELD, INC.

Robert E. Hebert, County Judge

David Hamilton, P.E., Executive Vice President

Date

7/13/17

Date

ATTEST:

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

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Amendment to Agreement for Professional Engineering Services

2013 Mobility Bond Project No. 13102

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EXHIBIT A



May 23, 2017

Mr. Robert W. Barnett, P.E.
LJA Engineering, Inc.
2929 Briarpark Drive Suite 600
Houston, Texas 77042-3703

**Re: Proposal for Additional Professional Services – A. Myers Road Extension
From Berdett Road to FM 762**

Dear Mr. Barnett:

Binkley & Barfield, Inc. (BBI) is pleased to submit this proposal for the additional design of the A. Myers Road Extension widening existing A. Myers Road to Berdett Road. The fee is based upon the Scope of Work (SOW) of the additional design efforts outlined by Fort Bend County (FBC) and recent discussions with you. Refer to the original SOW for all other design efforts.

According to the drawings and information provided by LJA and Fort Bend County, BBI understands that the additional roadway segment is approximately 750 LF and will follow the 2013 Mobility Bond Program Summary of Design Process.

The additional design will be incorporated with the original project from Berdett Road to FM 762 and will follow the same design phasing and billing as previously scoped.

The additional design's scope is to widen existing A. Myers Road to match the 3-lane intersection at proposed A. Myers Road and Berdett Road with a 6' shoulder accompanying only on the eastbound lane. This roadway is to be designed within an interim 62-foot ROW.

The design schedule has been revised to accommodate the recent design additions moving forward. The 60% submittal will take place on May 31st. The meeting will take place in mid-June. Final ROW documents 90% submittal will be submitted by June 30th. FBC will review the 90% submittal and 100% Compact Discs will be submitted by July 31st to the County Purchasing Agent.

The design fee for both the additional scope is \$24,217.00 and is detailed in the attachment. This design fee includes the cost of additional survey initially completed by George Ranch High School.



Mr. Robert Barnett
April 23, 2017
Page 2

If you have any questions please give me a call or send me an email.

Sincerely,

Binkley & Barfield, Inc.
Consulting Engineers

A handwritten signature in black ink, appearing to read 'Kevin A. Mineo'.

Kevin A. Mineo, P.E.
Senior Project Manager
Transportation Group

CC: DAH
MM: vvp
Attachments

**SUMMARY OF WORK
FORT BEND COUNTY – A. MYERS ROAD**

ADDITIONAL DRAWINGS

- Existing Drainage Map (1 Sheets)
- Overall Proposed Drainage Area Map (1 Sheets)
- Drainage Plan & Profile 1"=100' H / 1"=10' V (along Berdett)
- Road Plan & Profile 1"=100' H / 1"=10' V (1 Sheets)
- Signing Pvmnt & Signing (1 Sheets)
- Traffic Control Plan At FM 762 AND Berdett Rd.(1 Sheets)
- Storm Water Pollution Prevention Plan (1 Sheets)

End of Summary of Work

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:
2017-236963

Date Filed:
07/14/2017

Date Acknowledged:

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

Binkley & Barfield, 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.

#13102

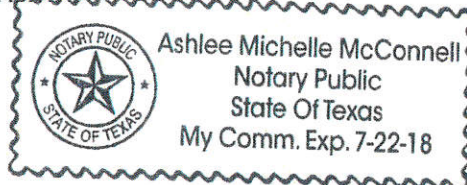
Amendment for 2013 Mobility Bond Program - A. Myers Road Extension from Berdett Rd. to FM 762; pursuant to SOQ 14-025

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Binkley , James Brett	Houston, TX United States	X	
	Barfield, P.E., Larry	Houston, TX United States	X	
	Hamilton, P.E., David	Houston, TX United States	X	
	Laham, P.E., Youssef	Houston, TX United States	X	

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.



Renee Duncan

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said *Renee Duncan*, this the *14th* day of *July*, 20 *17*, to certify which, witness my hand and seal of office.

Ashlee M. McConnell

Signature of officer administering oath

Ashlee M. McConnell

Printed name of officer administering oath

Notary

Title of officer administering oath