

STATE OF TEXAS                   §  
  §  
COUNTY OF FORT BEND         §

**AMENDMENT TO AGREEMENT FOR DESIGN/BUILD PAVILION AT BATES ALLEN PARK  
Q17-059**

**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 Apex Consulting Group, Inc., (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Design/Build Pavilion at Bates Allen Park on May 9, 2017, (hereinafter "Agreement") pursuant to Q17-059; and

WHEREAS, the parties desire to amend the Agreement for additional work for site preparation, and increase the total Maximum Compensation for the completion of such additional work.

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

1. County shall pay Contractor an additional eight thousand five hundred forty-five dollars and 00/100 (\$8,545.00) to perform the additional work as described in the Site Preparation Estimate attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed one hundred twenty-two thousand six hundred eighty-five dollars and 00/100 (\$122,685.00), authorized as follows:  

\$114,140.00 under the Agreement; and  
\$8,545.00 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 an agreement executed by the parties.

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

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FORT BEND COUNTY

APEX CONSULTING GROUP, INC

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

  
\_\_\_\_\_  
Authorized Agent – Signature

\_\_\_\_\_  
Date

Charles Mgbeike  
Authorized Agent – Printed Name

ATTEST:

President  
Title

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

7/31/17  
Date

APPROVED:

\_\_\_\_\_  
Michel Davis, Director  
Parks and Recreation

**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

# EXHIBIT A

	D	E	F	G	H
4					
5					
6	<b>SITE PREPARATION ESTIMATE - BATES ALLEN PARK PAVILION</b>				
7					
8	<b>Item #</b>	<b>Description</b>	<b>Qty</b>	<b>Unit Cost</b>	<b>Total Cost</b>
9	1	Remove about 12" Top Soil (70ftx50ft)	130	\$ 6.50	\$ 845.00
:					
;	2	Backfill - Structural Select Fill (Raise pad )	240	\$ 12.50	\$ 3,000.00
<					
43	3	Spread, compact @ 6" lifts (3 lifts)	240	\$ 7.50	\$ 1,800.00
44					
45	4	Equipment Rental	1	\$ 750.00	\$ 750.00
46					
47	5	Compaction Tests & Report - Geotech	1	\$ 1,400.00	\$ 1,400.00
48					
49	6	General - Supervision	10	\$ 75.00	\$ 750.00
4:					
4;	<b>TOTAL SITE PREPARATION</b>				<b>\$ 8,545.00</b>
4<					
53					
54	<b>Notes: Select fill volume includes a Compaction Loss Factor of 25%</b>				
55	Select Fill Volume in Cubic Yard				

# 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:  
2017-243874

Date Filed:  
08/01/2017

Date Acknowledged:

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

APEX CONSULTING GROUP  
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.**

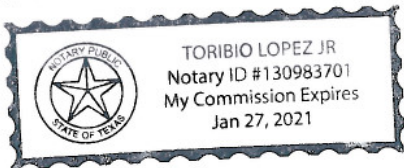
Q17-059  
DESIGN-BUILD SERVICES

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.



*[Handwritten Signature]*  
\_\_\_\_\_  
Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Charles McBeike, this the 15<sup>th</sup> day of August, 2017, to certify which, witness my hand and seal of office.

*[Handwritten Signature]*  
\_\_\_\_\_  
Signature of officer administering oath

Toribio Lopez Jr  
Printed name of officer administering oath

Notary Public  
Title of officer administering oath