

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

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

THIS FOURTH 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 Atkins North America, 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 27, 2017, (hereinafter “Agreement”) pursuant to SOQ 07-080, as amended by documents executed on August 14, 2018, (hereinafter “Amendment”), April 23, 2019, (hereinafter “Second Amendment”), and October 8, 2019, (hereinafter “Third Amendment”); and

WHEREAS, the parties desire to further amend the Agreement for additional services to be provided and extend the time for the completion of such services.

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

1. County shall pay Contractor an additional thirty-one thousand seven hundred ninety-eight dollars and 00/100 (\$31,798.00), for the additional scope of services as described in Contractor’s proposal dated January 22, 2020, 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 two hundred twenty-five thousand four hundred ninety-one dollars and 17/100 (\$225,491.17), authorized as follows:
 - \$115,631.25 under the Agreement;
 - \$52,411.92 under the Amendment;
 - \$25,650.00 under the Second Amendment;
 - \$0.00 (extension of time only) under the Third Amendment; and
 - \$31,798.00 under this Fourth Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and any subsequent exceed the Maximum Compensation without written agreement executed by both parties.
4. The Time of Performance under the Agreement shall hereby be extended to end no later than December 31, 2022.

5. BY ACCEPTANCE OF AGREEMENT, CONTRACTOR ACKNOWLEDGES THAT THE COUNTY IS OPPOSED TO HUMAN TRAFFICKING AND THAT NO COUNTY FUNDS WILL BE USED IN SUPPORT OF SERVICES OR ACTIVITIES THAT VIOLATE HUMAN TRAFFICKING LAWS.

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

FORT BEND COUNTY

ATKINS NORTH AMERICA, INC

KP George, County Judge



Authorized Agent – Signature

Date

Brett Sachtleben

Authorized Agent – Printed Name

ATTEST:

Division Manager
Title

Laura Richard, County Clerk

2/14/2020

Date

APPROVED:



J. Stacy Slawinski, 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\Agreements\Engineering\Road Construction\Crabb River\Amend 4 - Pro Eng Svcs.Utilis Relo.Atkins.docx.2/10/2020.17-Eng-500018-A4

Fourth Amendment to Agreement for Professional Engineering Services

Mobility Bond Project No. x28

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Member of the SNC-Lavalin Group

Atkins North America, Inc.
200 Westlake Park Blvd, Suite 1100
Houston, TX 77079

www.atkinsglobal.com/northamerica

January 22, 2020

COUNTY: Fort Bend
PROJECT: Crabb River Rd
CSJ: 0543-03-067, etc.
LIMITS: Rabbs Bayou to LCISD Complex along FM 2759/FM 762

Mr. Ike Akinwande, P.E., S.E., MLSE
Fort Bend County Assistant Engineer
301 Jackson St., 4th Floor
Richmond, TX 77469

RE: Crabb River Rd Project: Atkins Supplemental Agreement 4 to Professional Services Agreement
Executed June 27, 2017

Dear Mr. Akinwande,

Please find enclosed Exhibit A-4 adding fees to the original Professional Services Agreement executed on June 27, 2017. As discussed with the County, this agreement adds fee to allow Atkins to complete review of invoices for reimbursable utility adjustments for compliance with TxDOT standards, and preparation and submittal of documents to TxDOT for reimbursement of utility adjustment costs from TxDOT to Fort Bend County which have been delayed due to unforeseen issues. The fee is increased \$31,798.00 from \$193,693.17 for a total cost of \$225,491.17. The additional fee will allow Atkins to complete the work in the original scope and the work for the additional scope of services. Per your instructions, the time on the agreement will be extended until December 31, 2022.

Sincerely,

Jarrod L. Compton, SIT
Project Manager
Utility Coordination

Enclosure: Exhibit A-2 Fee Schedule

**EXHIBIT A-4
 FEE SCHEDULE**

Limits: From Rabbs Bayou to 0.09 Miles South of Lamar ISD High School

Labor + Unit Cost + Expense Summary

	Labor	Unit Cost	Direct Expenses	Totals
Atkins North America, Inc.				
Original Estimate	\$113,540.00		\$2,091.25	\$115,631.25
Supplemental 1	\$52,411.92		\$0.00	\$52,411.92
Supplemental 2	\$25,650.00		\$0.00	\$25,650.00
Supplemental 3	\$0.00		\$0.00	\$0.00
Supplemental 4	\$31,366.00		\$432.00	\$31,798.00
TOTALS	\$222,967.92		\$2,523.25	\$225,491.17

The scope of services to be provided by the Engineer shall include Utility Adjustment Coordination and Utility Adjustment Monitoring and Verification as directed by Fort Bend County for the relocation of utilities on Phase 1 of the FM 2759/FM 762 (Crabb River Road) Project from Rabbs Bayou to 0.09 miles south of Lamar ISD High School. The Engineer shall provide a utility contact list. The Engineer shall be required to attend meetings with the Contractor and the State’s Area Engineer staff as deemed necessary by Fort Bend County.

Supplemental 4 is to add additional time and budget to complete the following items:
 Review invoices for reimbursable utility adjustments for compliance with TxDOT standards.
 Prepare and submit documents to TxDOT for reimbursement of utility adjustment costs from TxDOT to Fort Bend County.

EXHIBIT A-4
FEE SCHEDULE
DETAIL

SPECIFIED RATE PAYMENT BASIS
 Atkins NA, Inc.

Task	Project Manager	Project Quality Manager	Surveyor (RPLS)	Survey Tech	Survey Field Tech	Senior Utility Coordinator	Utility Coordinator	Admin / Clerical	Total Hours	
Project Management and Administration	Contract Rate	\$170.00	\$170.00	\$155.40	\$73.38	\$68.68	\$114.00	\$95.00	\$65.00	78
Review Invoices for reimbursable utility adjustments	Hrs	24					24		30	178
Complete and submit documents to TxDOT for reimbursable utility costs	Hrs	2					80		80	48
	Hrs	8					20		20	
TOTALS	Hrs	34					124		30	304
	Cost	\$5,780.00					\$14,136.00		\$9,500.00	\$31,366.00

Specified Rate	Hours	Cost
Totals	304	\$31,366.00

EXHIBIT A-4
FEE SCHEDULE
DETAIL

OTHER DIRECT EXPENSES				
Atkins NA, Inc.				
Services To Be Provided	Unit Cost	Unit	Amount	Total
Mileage	\$0.54	\$/Mile	800	\$ 432.00
Photocopies B/W (8.5" x 11")	\$0.10	Each		\$ -
Photocopies Color (8.5" x 11")	\$0.65	Each		\$ -
Photocopies B/W (11X17)	\$0.20	Each		\$ -
Photocopies Color (11X17)	\$1.20	Each		\$ -
Standard Postage	\$0.47	Each		\$ -
Certified Letter Return Receipt	\$1.45	Each		\$ -
Plots (color on Bond)	\$2.00	Sq. Ft.		\$ -
Plots (color on Bond)	\$2.00	Sq. Ft.		\$ -
Plots (color on Bond)	\$2.00	Sq. Ft.		\$ -
Atkins Other Direct Expense Totals				\$ 432.00