

STATE OF TEXAS           §  
  §  
COUNTY OF FORT BEND §

**THIRD AMENDMENT TO PROJECT MANAGEMENT AGREEMENT FOR THE  
2017 FORT BEND COUNTY MOBILITY BOND PROGRAM**

**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 **RPS INFRASTRUCTURE, INC.**, (hereinafter “Project Manager”), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Project Management Agreement for the 2017 Fort Bend County Mobility Bond Program on March 13, 2018, (hereinafter “Agreement”), as amended by documents executed on November 5, 2019, (hereinafter “Amendment”), and May 27, 2020, (hereinafter “Second Amendment”); and

WHEREAS, the parties desire to further amend the Agreement for additional services to be provided and increase the total Maximum Compensation under the Agreement for the completion of such additional services.

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

1. County shall pay Project Manager an additional three hundred thousand seven hundred fifty dollars and no/100 (\$300,750.00), for the Services as described in Project Manager’s Proposal for Supplemental Services dated July 31, 2020, attached hereto as Exhibit “A” and incorporated herein for all purposes.
2. The Maximum Compensation payable to Project Manager for Services to be rendered is hereby increased to an amount not to exceed one million seven hundred ninety-seven thousand seven hundred fifty dollars and no/100 (\$1,797,750.00), authorized as follows:
  - \$1,000,000.00 under the Agreement;
  - \$187,000.00 under the Amendment;
  - \$310,000.00 under the Second Amendment; and
  - \$300,750.00 under this Third Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and any amendment thereof exceed the Maximum Compensation without written agreement executed by both parties.
4. BY ACCEPTANCE OF AGREEMENT, PROJECT MANAGER 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 any subsequently executed amendment shall remain unchanged.

IN WITNESS WHEREOF, the County and the Project Manager have caused their respective duly authorized representatives to execute, seal and deliver this Amendment, all as of the date signed by the last party hereto.

FORT BEND COUNTY

RPS INFRASTRUCTURE, INC

\_\_\_\_\_  
KP George, County Judge

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
David Balmos, P.E.  
Authorized Agent – Printed Name

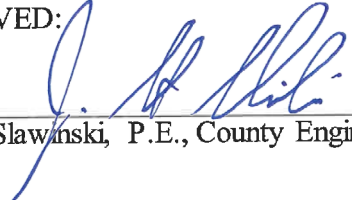
ATTEST:

\_\_\_\_\_  
Title

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

\_\_\_\_\_  
September 23, 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

# EXHIBIT A



**Our ref: 007677**

575 N. Dairy Ashford  
Suite 700  
Houston, Texas 77079  
T +1 281 589 7257

Date: July 31, 2020

Mr. Stacy Slawinski, PE  
**Fort Bend County Engineering**  
301 Jackson Street  
Richmond, Texas 77469

Attention: Ike Akinwande, PE

**Re: Proposal for supplemental services on the 2017 Mobility Bond Program  
(PO #163936)**

Dear Mr. Akinwande,

We appreciate the opportunity to work with the County as a Project Manager on the 2017 Mobility Bond Program. We have worked hard to provide exceptional service and to be responsive to your needs. We have expended the fees allocated to us previously and request that additional fee be added to our contract.

We propose adding **\$300,750** to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort to drive projects to bid phase by December 2020:

- **Utility Coordination & Relocation/ Encroachment Agreements (All Projects) \$130,000**
  - Project Manager 500 hrs x \$200 = \$100,000
  - Senior Project Engineer 166.7 hrs x \$180 = \$30,000
  
- **17201 Lake Olympia Segment 2 \$20,000**
  - Department Manager 10 hrs x \$280 = \$2,800
  - Project Manager 50 hrs x \$200 = \$10,000
  - Senior Project Engineer 30 hrs x \$180 = \$5,400
  - Associate Engineer 14.4 hrs x \$125 = \$1,800
  
- **17202 Chimney Rock \$30,000**
  - Department Manager 15 hrs x \$280 = \$4,200
  - Project Manager 75 hrs x \$200 = \$15,000
  - Senior Project Engineer 45 hrs x \$180 = \$8,100
  - Associate Engineer 21.6 hrs x \$125 = \$2,700
  
- **17207 Burney-Old Richmond \$20,000**
  - Department Manager 10 hrs x \$280 = \$2,800
  - Project Manager 50 hrs x \$200 = \$10,000
  - Senior Project Engineer 30 hrs x \$180 = \$5,400
  - Associate Engineer 14.4 hrs x \$125 = \$1,800

Our ref: 007677

•	<b>17211 Belknap Road</b>		<b>\$30,000</b>
-	Department Manager	15 hrs x \$280 = \$4,200	
-	Project Manager	75 hrs x \$200 = \$15,000	
-	Senior Project Engineer	45 hrs x \$180 = \$8,100	
-	Associate Engineer	21.6 hrs x \$125 = \$2,700	
•	<b>17218x Moore</b>		<b>\$30,000</b>
-	Department Manager	15 hrs x \$280 = \$4,200	
-	Project Manager	75 hrs x \$200 = \$15,000	
-	Senior Project Engineer	45 hrs x \$180 = \$8,100	
-	Associate Engineer	21.6 hrs x \$125 = \$2,700	
•	<b>17220x Avenue E (between Promenade and Shady Dale)</b>		<b>\$40,750</b>
-	Department Manager	6 hrs x \$280 = \$1,680	
-	Project Manager	50 hrs x \$200 = \$10,000	
-	Senior Project Engineer	1 hrs x \$180 = \$180	
-	Associate Engineer	182 hrs x \$125 = \$22,750	
-	Senior Designer	16 hrs x \$140 = \$2,240	
-	Clerical	9 hrs x \$100 = \$900	
-	Topo (Lump Sum)		\$3,000

RPS appreciates the opportunity to prepare this proposal for Fort Bend County Engineering and trusts that it meets with your approval. If you have any questions concerning this proposal, please feel free to contact me directly. RPS looks forward to successful projects.

Yours sincerely,  
for RPS Group, Inc.



Gabriel Odreman, PE  
Associate Project Manager – Transport  
Gabriel.Odreman@rpsgroup.com