

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

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

THIS SEVENTH 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"), May 27, 2020, (hereinafter "Second Amendment"), October 6, 2020, (hereinafter "Third Amendment"), February 2, 2021, (hereinafter "Fourth Amendment"), June 8, 2021, (hereinafter "Fifth Amendment"), and September 28, 2021 (hereinafter "Sixth 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 eighty-four thousand nine hundred ninety-five dollars and no/100 (\$384,995.00), for the Services as described in Project Manager's Proposal for Supplemental Services dated October 8, 2021, 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 two million eight hundred ninety-seven thousand five hundred ninety dollars and no/100 (\$2,897,590.00), authorized as follows:

\$1,000,000.00 under the Agreement
\$187,000.00 under the Amendment;
\$310,000.00 under the Second Amendment;
\$300,750.00; under the Third Amendment;
\$293,750.00 under the Fourth Amendment;
\$399,995.00 under the Fifth Amendment;
\$21,100.00 under the Sixth Amendment and
\$384,995.00 under this Seventh 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 Seventh Amendment, all as of the date signed by the last party hereto.

FORT BEND COUNTY

RPS INFRASTRUCTURE, INC

KP George, County Judge

DocuSigned by:
Brent Christian

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Authorized Agent – Signature

Date

Brent Christian

Authorized Agent – Printed Name

12/3/2021

Date

ATTEST:

Laura Richard, County Clerk

APPROVED:

J. Stacy Slawinski
Digitally signed by J. Stacy Slawinski
Date: 2021.12.13 13:29:16 -06'00'

J. Stacy Slawinski, P.E., County Engineer

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 +1 281 689 7257

Date: October 8, 2021

Mr. Stacy Slawinski, P.E.
Fort Bend County Engineering
301 Jackson Street
Richmond, Texas 77469

Attention: Mr. Ike Akinwande, P.E.

**RE: Proposal for Amendment #7 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 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 would like to request an additional fee be added to our contract.

We propose adding **\$384,995** to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort.

- **000200 Utility Coord. & Relocation/ Encroachment Agreements (All Projects) \$175,000**
 - Project Manager 600 hrs. x \$200 = \$120,000
 - Senior Project Engineer 183.33 hrs. x \$180 = \$33,000
 - Associate Engineer 176 hrs. x \$125 = \$22,000
- **17201 Lake Olympia Segment 2 \$50,000**
 - Department Manager 25 hrs. x \$280 = \$7,000
 - Project Manager 125 hrs. x \$200 = \$25,000
 - Senior Project Engineer 75 hrs. x \$180 = \$13,500
 - Associate Engineer 36 hrs. x \$125 = \$4,500
- **17202 Chimney Rock \$15,000**
 - Department Manager 7.5 hrs. x \$280 = \$2,100
 - Project Manager 37.5 hrs. x \$200 = \$7,500
 - Senior Project Engineer 22.5 hrs. x \$180 = \$4,050
 - Associate Engineer 10.8 hrs. x \$125 = \$1,350

Our ref: 007677

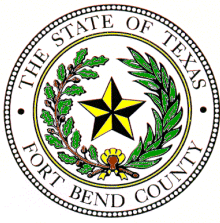
• 17206 Sidewalk Safety Program		\$15,000
- Department Manager	7.5 hrs. x \$280 = \$2,100	
- Project Manager	37.5 hrs. x \$200 = \$7,500	
- Senior Project Engineer	22.5 hrs. x \$180 = \$4,050	
- Associate Engineer	10.8 hrs. x \$125 = \$1,350	
• 17207 Burney-Old Richmond		\$50,000
- Department Manager	25 hrs. x \$280 = \$7,000	
- Project Manager	125 hrs. x \$200 = \$25,000	
- Senior Project Engineer	75 hrs. x \$180 = \$13,500	
- Associate Engineer	36 hrs. x \$125 = \$4,500	
• 17211 Belknap Road		\$29,995
- Department Manager	15 hrs. x \$280 = \$4,200	
- Project Manager	74.97 hrs. x \$200 = \$14,995	
- Senior Project Engineer	45 hrs. x \$180 = \$8,100	
- Associate Engineer	21.6 hrs. x \$125 = \$2,700	
• 17218x Moore		\$50,000
- Department Manager	25 hrs. x \$280 = \$7,000	
- Project Manager	125 hrs. x \$200 = \$25,000	
- Senior Project Engineer	75 hrs. x \$180 = \$13,500	
- Associate Engineer	36 hrs. x \$125 = \$4,500	

RPS appreciates the opportunity to prepare this proposal for Fort Bend County Engineering and hopes 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 a successful project delivery.

Yours sincerely,
for RPS Infrastructure, Inc.



Gabriel Odreman, PE, PMP
Project Manager – Roadway
Gabriel.Odreman@rpsgroup.com
+1 (281) 902-3501



Fort Bend County Engineering
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.
County Engineer

MEMORANDUM

December 13, 2021

TO: Members of the Commissioners Court

**RE: RPS – Seventh Amendment
2017 Mobility**

The total cost of the Amendment is \$384,995. The funding will be transferred from the following projects:

Project No.	Project Name	Amount
17201	Lake Olympia Seg. 2	\$85,000
17202	Chimney Rock	\$45,000
17206	Sidewalk Safety Program	\$15,000
17207	Burney-Old Richmond	\$90,000
17211	Belknap Road	\$69,995
17218x	Moore	\$80,000
Project Management Fee		\$384,995