

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

**AMENDMENT TO AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR
SLOPE STABILIZATION PROJECT ON OYSTER CREEK
RFQ 22-103**

THIS AMENDMENT is made and entered into by and between Fort Bend County Drainage District, (hereinafter "District"), a body corporate and politic under the laws of the State of Texas, and M&E Consultants, LLC, (hereinafter "Consultant"), a company authorized to conduct business in the State of Texas (hereinafter collectively the "Parties").

WITNESSETH

WHEREAS, the parties executed and accepted that certain Agreement for Engineering Services on November 22, 2022, (hereinafter "Agreement"); and

WHEREAS, the parties desire to amend the Agreement to provide Consultant an extension of time to complete its obligations under the Agreement as requested in the letter from Consultant attached hereto as Exhibit 'A'.

NOW, THEREFORE, in consideration of the mutual covenants and conditions set forth below, the parties agree as follows:

AGREEMENT

1. The time for performance of the Scope of Services by Consultant shall be extended to February 24, 2024. Consultant shall complete the tasks described in the Scope of Services within this time or within such additional time as may be extended by the District.
2. In the event there is a conflict between this Amendment and the Agreement, this Amendment controls.

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IN WITNESS WHEREOF, the parties hereto have signed or have caused their respective names to be signed to multiple counterparts to be effective on the date signed by the last party hereto.

Fort Bend County Drainage District

M&E Consultants, LLC

KP George, County Judge

Thomas P. Beach
Authorized Agent – Signature

Date

Thomas P. Beach
Authorized Agent – Printed Name

ATTEST:

Partner
Title

Laura Richard, County Clerk

4-27-2023
Date

APPROVED:

Mark Vogler
Mark Vogler, Chief 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



M&E Consultants
Soil & Water Engineering Solutions

April 6, 2023

Adam Wright
Project Coordinator
Fort Bend County Drainage District
P.O. Box 1028
Rosenberg, TX 77471
Fort Bend County Drainage District
301 Jackson, Suite 210
Richmond TX 77469

Dear Adam:

Please find the amendment request to the existing contract and its attachments for Professional Services for Oyster Creek (Phase III), for your consideration. This amendment adds performance time to our existing contract.

The performance time for M&E's A&E services is estimated to increase the current performance time by 280 days. The current PO Number 0220294 delivery date is May 16, 2023. This request for amendment will increase the delivery date to February 24, 2024. The performance time is estimated to allow for, the County Contracting administrative award time and a construction period estimate at 250 days and weather days.

We look forward to continuing to work with Fort Bend County in performing this project. If you have any question about our request, please call our main office in Temple (254-983-9103) or Tom Beach at (254-760-7499).

Sincerely,

Thomas P. Beach, PE
M&E Consultants, LLC
Partner

Amendment Request

Pursuant to Section 6. Modifications and Waivers, the Agreement for Professional Engineering Services For Emergency Watershed Protection Program for Oyster Creek Channel Bank Stabilization Phase III PO 220294, shall be amended as follows:

AGREEMENT as AMENDED

Section 5. Time of Performance

The time of performance of the Scope of Services by Consultant shall be changed to 455 days thereafter.