

STATE OF TEXAS                   §  
   §  
COUNTY OF FORT BEND       §

**AMENDMENT TO AGREEMENT FOR  
CONSTRUCTION MATERIALS OBSERVATION AND TESTING SERVICES**

**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 Raba Kistner, Inc., (hereinafter “Consultant”), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Construction Materials Observation and Testing Services on November 1, 2022 pursuant to SOQ 14-025, (hereinafter “Agreement”); and

WHEREAS, the parties desire to amend the Agreement to allow Consultant to provide additional Services under the Agreement.

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

1. County shall pay Consultant an additional amount not to exceed two thousand forty-nine dollars and 00/100 (\$2,049.00) to perform the additional Services, as described in Consultant’s proposal dated November 21, 2022 attached hereto as Exhibit “A” and incorporated herein for all purposes.
2. The Maximum Compensation payable to Consultant for all Services rendered is hereby increased to an amount not to exceed eleven thousand eight hundred sixty dollars and no/100 (\$11,860.00), authorized as follows:  
  
                  \$9,811.00 under the Agreement; and  
                  \$2,049.00 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.
4. BY ACCEPTANCE OF AGREEMENT, CONSULTANT 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 shall remain unchanged.

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 final party.

FORT BEND COUNTY

RABA KISTNER, INC

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

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

\_\_\_\_\_  
Date

Martin Vila  
\_\_\_\_\_  
Authorized Agent – Printed Name

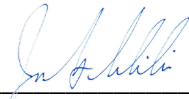
ATTEST:

\_\_\_\_\_  
Senior Vice President  
Title

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

01/19/2023  
\_\_\_\_\_  
Date

APPROVED:

  
\_\_\_\_\_  
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

Project No. AHD22-136-00  
November 21, 2022



Raba Kistner, Inc.  
3602 Westchase  
Houston, TX 77042  
www.rkci.com

P 713.996.8990

F 713.996.8993

TBPE Firm F-3257

TBPLS Firm 10193784

### AMENDED AGREEMENT FORM

**Project Name: Fry Road Right Turn Lane**

#### **AS AN ADDITION TO THE FOLLOWING AGREEMENT:**

- COUNTY OF FORT BEND AGREEMENT FOR CONSTRUCTION MATERIALS OBSERVATION AND TESTING SERVICES – Accepted February 2022**

**WE HEREBY AUTHORIZE RABA KISTNER, INC. (RK), TO PERFORM THE FOLLOWING ADDITIONAL SERVICE(S):**

Increase approved budget amount by an additional \$2,049.00. This represents the estimated amount for the pending work, above the \$9,811.00 budget established in February 2022. The budget extension is necessary primarily as a result of the contractor's means & methods of construction, and his sequencing and scheduling which increased the number of tests, trips and man hours needed to perform our services. The budget increase will also cover any additional testing needed due to any changes in project scope and increase in the schedule.

**ORIGINAL APPROVED AMOUNT:** \$9,811.00 (AGREEMENT FOR CONSTRUCTION MATERIALS OBSERVATION AND TESTING SERVICES – accepted February 2022)

**ADDITIONAL AMOUNT REQUESTED:** \$2,049.00

**TOTAL REVISED AMOUNT:** \$11,860.00

Our invoices are due and payable upon receipt at P.O. Box 971037, Dallas, Texas 75397-1037. All parties hereby agree that this contract upon acceptance will be performable in Bexar County, Texas. Our services will be performed in accordance with this letter agreement and the previously executed agreement referenced above. Please sign, date, and return one signed copy of this form to provide written confirmation of your authorization for our firm to commence work on the specific services outlined herein.

<b>SIGNATURE:</b>	X	<b>DATE:</b>	
<b>PRINTED NAME:</b>	Mr. A. Ike Akinwande, P.E., S.E., MLSE		
<b>COMPANY NAME:</b>	Fort Bend County Engineering Department		
<b>COMPANY ADDRESS:</b>	301 Jackson Street, 4th Floor		
<b>CITY, STATE, ZIP:</b>	Richmond, Texas 77469		
<b>PHONE NUMBER:</b>	281-633-7506	<b>FAX NUMBER:</b>	Not Provided
<b>E-MAIL:</b>	ike.akinwande@fortbendcountytexas.gov		

**RABA KISTNER, INC.**

for: Martin Vila, P.E., F. ASCE  
Senior Vice President  
MV

Copies Submitted: Above (1)

Attachments: 1 – Cost Estimate to Complete Testing Services



Attachment I  
**Cost Estimate to complete Testing Services**  
**Fry Road Right Turn Lane**

	<u>Qty</u>		<u>Rate</u>	<u>Unit</u>		<u>Amount</u>
<b>Task 1: Soils - Sample Pickups, utility line backfill and paving subgrade</b>						
(3 site visits)						
<b>Labor:</b>						
109000 Technician	12	x	\$65.00	/ Hr	=	\$780.00
150000 Vehicle Charge	2.5	x	\$60.00	/ Trip	=	\$150.00
951000 Nuclear Density Equipment Rental	3	x	\$50.00	/ Trip	=	\$150.00
<b>Task 1 Total</b>						<b>\$1,080.00</b>
<b>Task 2: Concrete - Rebar Observation and Paving section for the turn lane and curb</b>						
(1 site visits and 1 cylinder pickup)						
<b>Labor:</b>						
109000 Technician	8	x	\$65.00	/ Hr	=	\$520.00
150000 Vehicle Charge	2	x	\$50.00	/ Trip	=	\$100.00
<b>300000 Concrete Mix Design Inspection and Testing: (spec. frequency: 4 cylinders per 100 CY)</b>						
301000 Cylinders Test (ASTM C-39) incl. Hold	4	x	\$20.00	/ Ea	=	\$80.00
<b>Task 2 Total</b>						<b>\$700.00</b>
<b>Task 3: Professional Services (project management: report review, attending meetings, etc.)</b>						
10300 Project Engineer, P.E./Geologist P.G.	1	x	\$149.00	/ Hr	=	\$149.00
11500 Engineering Assistant	2	x	\$60.00	/ Hr	=	\$120.00
<b>Task 3 Total</b>						<b>\$269.00</b>
<b>TOTAL</b>						<b>\$2,049.00</b>

