

STATE OF TEXAS §  
COUNTY OF FORT BEND §

**TENTH AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES  
EMERGENCY MANAGEMENT AND GRANT MANAGEMENT SERVICES COVID-19**

**THIS TENTH AMENDMENT** (“Tenth 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 MPACT Strategic Consulting, LLC (hereinafter “Contractor”), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Professional Consulting Services Emergency Management and Grant Management Services COVID-19, on or about April 14, 2020, as amended on June 23, 2020, August 4, 2020, October 13, 2020, December 15, 2020, March 23, 2021, June 22, 2021, September 28, 2021, September 7, 2022, and December 23, 2022 (collectively the “Agreement”); and

WHEREAS, County wishes to amend the Agreement to extend the Time of Performance and obtain additional services from Contractor that are within the Scope of Services, attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, the following changes are incorporated as if a part of the original Agreement incorporated by reference in the same as if fully set forth verbatim herein;

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

1. County shall pay Contractor an additional Forty-Five Thousand, One Hundred Ninety-Two dollars and 00/100 (**\$45,192.00**) for the provision of additional services as described in Exhibit A.
2. The Maximum Compensation payable to Contractor for the performance of Services is hereby increased to an amount not to exceed Thirty-Two Million, Two Hundred Thirty Thousand, Eight Hundred Twenty-One dollars and 95/100 (**\$32,230,821.95**), authorized as follows:  
\$32,185,629.95 under the Agreement; and  
\$45,192.00 under this Tenth Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and this Tenth Amendment exceed the Maximum Compensation without written agreement executed by both parties.
4. The parties agree the terms and conditions of the Agreement have remained in effect to date and are hereby extended to end no later than December 31, 2024.

Except as provided herein, all terms and conditions of the Agreement, including any addenda or amendments, not modified shall remain in full force and effect. If there is a conflict between this Tenth Amendment and the Agreement, the provisions of this Tenth Amendment shall prevail regarding the conflict.

IN WITNESS WHEREOF, the parties put their hands to this Tenth Amendment on the dates indicated below.

**FORT BEND COUNTY**

**MPACT STRATEGIC CONSULTING, LLC**

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

Spurgeon Robinson  
Authorized Agent – Signature

\_\_\_\_\_  
Date

Spurgeon Robinson  
Authorized Agent – Printed Name

**ATTEST:**

President  
Title

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

07/03/2023  
Date

**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 – Scope of Work

# EXHIBIT A



## **FORT BEND COUNTY, TEXAS**

### **Change Order #9-001**

**PROJECT: COVID-19 Emergency Management and Grant Management Services for Fort Bend County, Texas. H-GAC Triple R Program.**

### **CHANGE ORDER DESCRIPTION**

This Change Order is to Amendment #9 related to the Fort Bend County Houston-Galveston Area Council (H-GAC) Triple R Program to direct MPACT Strategic Consulting (MPACT) to provide Monitoring and Compliance oversight for Fort Bend County on the Triple R Program. The Triple R Program is being administered by its subrecipient, H-GAC, and will require Monitoring & Compliance for the total program funding and performance period.

This Amendment is within the scope of the American Rescue Plan Act (ARPA) funding and guidelines and the Fort Bend County Small Business Program Task Order.

### **SCOPE OF WORK**

- **Scope:**

MPACT will provide Monitoring and Compliance for its subrecipient, H-GAC for the H-GAC Triple R Program which provides loans and grants to Fort Bend County small businesses.

- Review contract and agreements related to the Triple R Program, including subrecipient agreements, loan agreements, grant agreements and any other contractual agreements that are related to implementation of the program.
- Review all related documents including policies and procedures, including SOPs related to the Triple R Program
- Conduct a risk assessment on the Triple R program to identify and prioritize small business client records to monitor.
- Conduct monitoring on a sample no less than twenty percent (20%) of client files, both active and inactive.
- Review Monthly/Quarterly reporting provided by H-GAC on program metrics for accuracy.
- Provide an initial monitoring and compliance report on observations from the monitoring sample.
- Discuss observations and corrective actions with H-GAC
- Conduct additional monitoring and compliance on sample files as needed to ensure corrective actions have been adopted and implemented.
- Conduct additional risk assessments and increase sample size if determined necessary by MPACT and/or Fort Bend County.
- Provide a Quarterly report to Fort Bend County on Monitoring and Compliance for review by Fort Bend County.
- Provide a Final Monitoring Report to Fort Bend County at conclusion of the Triple R Program.



## COMPENSATION

For the Change Order and proposed Scope of Work (SOW), the project amount for these services and deliverables will be a maximum of \$45,192.00 for period of performance beginning June 1, 2023 – December 31, 2023. The fee structure and labor category is provided in the table below.

LCAT	Rate	Hours	Total Fee
Manager	\$ 110.00	56	\$ 6,160.00
Consultant	\$ 85.00	459	\$ 39,032.00
<b>TOTAL</b>			<b>\$ 45,192.00</b>

The fees will be based upon MPACT's submitted and approved Houston-Galveston Area Council (HGAC) negotiated rate schedule. The HGAC Schedule is provided below as Attachment A.



**Attachment A**

**MPACT Strategic Consulting, LLC**

**All Hazards Preparedness, Planning, Consulting & Recovery Services**

**Contract No.: HP08-17**

<b>Labor Category</b>	<b>Hourly Price</b>
Principal	\$235.00
Subject Matter Expert	\$300.00
Project Manager	\$190.00
Senior Manager	\$150.00
Manager	\$110.00
Consultant/Analyst	\$85.00
Trainer	\$75.00
Administrative Assistant	\$45.00

**PERFORMANCE PERIOD**

Due to the current and extended public health emergency and exigent circumstances related to the Coronavirus Pandemic of COVID-19, this SOW performance period is estimated to begin June 1, 2023 for approximately 7 months, until December 31, 2023. This agreement can be extended or changed based upon circumstances related to the Coronavirus.