STATE OF TEXAS §

SCOUNTY OF FORT BEND §

### AMENDMENT TO AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES

This Amendment ("Amendment") is made and entered into by and between Fort Bend County, Texas ("County"), a political subdivision of the state of Texas, and RPS Infrastructure, Inc. ("Consultant"), a Texas company. County and Consultant may be referred to individually as a "Party" or collectively as the "Parties."

WHEREAS, the Parties previously entered into that certain agreement on or about January 24, 2023 (the "Agreement") for the development of a Comprehensive Plan for the Old Fresno area under Mobility Bond Project No. 20227x pursuant to SOQ 14-025; and

WHEREAS, by execution of this Amendment, the Parties desire to amend the Agreement to provide for additional services and to increase the total Maximum Compensation for the completion of such services as set forth therein.

NOW, THEREFORE, in consideration of the foregoing, the Parties do mutually agree that the Agreement between the Parties is hereby amended as follows:

- 1. **Compensation**. County shall pay Consultant an additional One Hundred Forty Thousand Four Hundred Ninety-Three and 00/100 Dollars (\$140,493.00) for the performance and completion of additional services as described in Consultant's Proposal dated June 21, 2024 (the "Services") attached hereto as "Exhibit A-1" and incorporated by reference for all intents and purposes.
- 2. **Limit of Appropriation.** Consultant understands and agrees that the Maximum Compensation payable to Consultant for Services rendered under this Agreement is hereby increased to an amount not to exceed Six Hundred Six Thousand Eight Hundred Fifteen and 50/100 Dollars (\$606,815.50) authorized as follows:

\$466,322.50 under the Agreement; and \$140,493.00 under this Amendment.

In no event shall the amount paid by County under this Agreement exceed the Maximum Compensation without a County approved change order. Consultant clearly understands and agrees, such understanding and agreement being of the absolute essence of this Agreement, that County shall have available the total maximum sum of Six Hundred Six Thousand Eight Hundred Fifteen and 50/100 Dollars (\$606,815.50) specifically allocated to fully discharge any and all liabilities County may incur under the Agreement.

Consultant does further understand and agree, said understanding and agreement also being of the absolute essence of the Agreement, that the total Maximum Compensation that Consultant may become entitled to and the total maximum sum that County may become liable to pay to Consultant under the Agreement shall not under any conditions, circumstances, or interpretations thereof exceed Six Hundred Six Thousand Eight Hundred Fifteen and 50/100 Dollars (\$606,815.50).

- 3. **Recitals.** The recitals set forth above are incorporated herein by reference and made a part of the Agreement.
- 4. **Human Trafficking.** BY ACCEPTANCE OF THIS AGREEMENT, CONSULTANT ACKNOWLEDGES THAT FORT BEND 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.
- 5. **Modifications and Conflict.** Except as modified herein, the Agreement shall remain in full force and effect and has not been otherwise modified or amended. If there is a conflict among documents that make up the Agreement, this Amendment shall prevail with regard to the conflict.

{Execution Page Follows}

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FORT BEND COUNTY, TEXAS	RPS INFRASTRUCTURE, INC.
	Bassam Toh
KP George, County Judge	Authorized Agent – Signature
	Bassem Talje
Date	Authorized Agent- Printed Name
	Director, Business Development
ATTEST:	Title
	11/6/2024
Laura Richard, County Clerk	Date
APPROVED:	
J. Stacy Slawinski, P.E., County Engineer	
AUDITOR	'S CERTIFICATE
I hereby certify that funds are avail accomplish and pay the obligation of Fort Be	
	Robert E. Sturdivant, County Auditor

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# **EXHIBIT A-1**

(Contractor's Proposal Follows Behind)



Our ref: 200-RPS008253

Date: June 21, 2024

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

Mr. Stacy Slawinski, PE Fort Bend County 301 Jackson Street Richmond, TX 77469

#### Subject: Proposal for Amendment #1 Comprehensive Plan for the Old Fresno Area PO#222956

Dear Mr. Ike Akinwande,

We appreciate the opportunity to work with the County as a Project Manager on the Comprehensive Plan for the Old Fresno Area. We continue to work hard to provide exceptional service, which includes always striving to improve from our lessons learned. 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 **\$140,493.00** to our contract on a time and materials basis. We anticipate the breakdown of additional project management effort as described in the exhibit attached to this letter proposal.

The following describes the tasks pending utility and agreements coordination per project:

- Task 102
  - Stakeholder Coordination (11 Freshwater meetings)
- Task 106
  - Comprehensive Plan Cost Estimating for Projects
- Task 108
  - Capital Improvement Programming List
- Task 109
  - Capital Improvement Programming List
- Task 110
  - Alternative Funding Research & Options
- Task 112
  - Public Meeting Mailing List

rpsgroup.com Page 1



- Task 113
  - Exhibits & Materials for Public Meetings
  - Maps/Printouts/Content
- Task 114
  - Public Meetings & Engagement Support
  - Travel and Meeting Attendance, Staff Support
- Task 115
  - Public Involvement S
- Task 116
  - Coordination with the County/Client
  - TIRZ Meetings, and other support
- Task 117
  - Management & Administration (11 Meetings)
- Task 118
  - Wastewater Treatment Plant Feasibility Study
  - Research, Analysis of WWTP Feasibility for Fresno

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.

#### Lynn Allen Pipkin, P.E.

Houston Office and Transportation Leader lynn.pipkin@rpsgroup.com +1 281 902 3504

Attachments: Exhibit A – Price Proposal

Exhibit B – Billing Rates

rpsgroup.com Page 2

#### EXHIBIT A

B. to Brown					Labor Plan											Price Summary / Totals										
▶ Price Proposal									12 Re:	source						Task Pricing Totals 140,493										
				160.00									Specify Add'l Fees on Setup 0													
Development of Comprehensive Plan																	1				<u> </u>	Technology Use Fee				
																		1								
evelopment of Comprehensive Plan for Old Fresno Arena Proj Area					Proj Area >																		Total Price	140,493		
Submitted to: Fort Bend County																			4							
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Project Phases / Tasks	From	Thru	Months	Worl	Worl	676	5	85	72	109	160	173	-	45	15	2	5	5	0.00%	134,230	-	2,389	1,874	2,000	140,493	
R0000101 - Data Gathering	04/29/24	02/29/24	0.0			_														_	_	_			_	
R0000102 - Stakeholder Coordina (11 Freshwater meetings)	04/29/24	10/01/24	5.0	12	99	100	-	-	40	60		-	-	-	-	-		-		28.800	_	214	-	-	29,014	
R0000103 - Needs Evaluation	04/29/24		1.1	3	21	-	-		-	-	-	-	-	-	-	-	-	-			-	-	-	-		
R0000104 - Goals & Objectives						-	-	-	-	-	-	-	-	-	-	-		-		-	-	-	-	-		
R0000105 - Conceptual Plan	04/29/24	12/01/24	7.0	16	139	-	-		-	-	-	-	-	-	-	-	-	-		-	-	-	-	-		
R0000106 - Cost Estimating	08/01/24	10/01/24	2.0	5	39	38			10	10	-		-	3	15		-	-		8,760	-	-	-	ı	8,760	
R0000107 - Project Prioritizati	08/01/24	10/01/24	2.0	5	39	55	-	5	5	5	10	30	-	-	-	-	-	-		9,950	-	-	-	-	9,950	
R0000108 - Capital Improvement	06/01/24	08/01/24	2.0	5	39	16	-	2	2	2	-	10	-	-	-	-	-	-		3,140	-	-	-	-	3,140	
R0000109 - Comprehensive Plan F	05/01/24	10/01/24	4.9	11	99	70	5	5	-	-	30		-	-	-	-	-	-		10,500	-	-	-	-	10,500	
R0000110 - Alternative Funding	06/01/24	08/01/24	2.0	5	39	12		-	-	-	10	2	-	-	-	-	-	-		1,620	-	-	-	-	1,620	
R0000111 - Public Involvement Plan	04/29/24	10/01/24	5.0	12	99	-	-	-	-	-	-	-	-	-	-	-	-	-		-	-	-	-	-	-	
R0000112 - Mailing List	05/01/24	05/15/24	0.5	1	9	4	-	-	-	-	4	-	-	-	-	-	-	-		520	-	-	-	-	520	
R0000113 - Exhibits and Materia	04/29/24	12/01/24	7.0	16	139	77	-	5	-	-	48		-	-	-		-	-		11,080	-	-	-	-	11,080	
R0000114 - Public Meetings & En R0000115 - Public Involvement S	04/29/24	11/01/24 11/01/24	6.0	14	119 119	63 42	-	2			20 20		-	12	-	2	5	5		10,450 6,200	-	-	-	-	10,450	
R0000116 - Public Involvement 5	04/29/24	12/01/24	7.0	16	139	60	-	40		_	20	20	-	-	-	-		-		11,200	-		-	-	11,200	
R0000117 - Coordination with the	04/29/24	12/01/24	7.0	16	139	74		22				22		30						16,020	-		-	-	16,020	
R0000117 - Wallagement & Adminis (11 meetings)	04/25/70	06/15/74	48.8	112	973	65		- 22	15	32	18			30						15,990	-	1,070	-	-	17,060	
R0000950 - Direct Expenses	04/29/24		7.0	16	139	-	-	-	-	-	-	-	-	-	-	-	-	-			-	1,105	1,874	2,000		
•																						,	,-		1	
Totals	04/29/24	06/15/74	8838.0			676	5	85	72	109	160	173		45	15	2	-	_	0.00%	134.230		2.389	1.874	2.000	140,493	

### **EXHIBIT B**



# **RPS Infrastructure, Inc.**

### **BILLING RATES**

Labor Category	<b>Hourly Rate</b>
Principal	\$330.00
Team Leader	\$300.00
Senior Project Manager	\$270.00
Project Manager	\$250.00
Senior Project Engineer	\$205.00
Senior Designer	\$180.00
Project Engineer	\$150.00
EIT	\$135.00
GIS Technician	\$130.00
CADD Technician	\$120.00
Environmental Manager	\$270.00
Senior Environmental Planner	\$200.00
Environmental Planner	\$160.00
Junior Environmental Planner	\$115.00
Administrative Assistant	\$105.00



## **RPS Infrastructure, Inc.**

### **REIMBURSABLE EXPENSES**

Category	Unit Rate							
Plan Sheet Reproduction								
Commercial B/W	\$0.15 Per Square Foot							
In-House B/W	\$0.25 Per Square Foot							
• Color	\$1.75 Per Square Foot							
Photocopying								
Commercial B/W	\$0.20 Per Sheet							
<ul><li>In-House B/W</li></ul>	\$0.12 Per Sheet							
• Color 8.5 x 11	\$0.75							
• Color 11 x 17	\$1.25							
Mileage	Current IRS Approved Rate							
Plotting								
Draft	\$4.00 Per Square Foot							
Digital Copy	At Cost							
Plan Reproduction, Deliveries, Telephone, Parking, and Tolls								