

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**SECOND AMENDMENT TO AGREEMENT FOR
 PROFESSIONAL PROPERTY ACQUISITION SERVICES**

THIS SECOND 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 Property Acquisition Services, 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 Property Acquisition Services on December 1, 2015, (hereinafter "Agreement") and amended by that certain document titled Amendment to Agreement for Professional Property Acquisition Service on December 15, 2015, (hereinafter "Amendment"), pursuant to SOQ 14-025; and

WHEREAS, the parties desire to amend the Agreement to reallocate the Services to be provided under the Agreement and the Amendment.

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

1. The Contractor shall render Services to County as defined in the Right-of-Way and Acquisition Services Proposals for the West Bellfort Project and the West Airport Boulevard Project dated May 6, 2016 and July 7, 2016 respectively, both attached as Exhibit "A" hereto and incorporated herein for all purposes.
2. The Maximum Compensation payable to Contractor for Services rendered shall remain at the same amount not to exceed nine hundred nineteen thousand five hundred fifty dollars and no/100 (\$919,550.00), authorized as follows:
 \$912,000.00 under the Agreement;
 \$7,550.00 under the Amendment; and
 No additional compensation for the Services to be performed under this Second 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 approved change order.

Except as provided herein, all terms and conditions of the Agreement shall remain unchanged.

FORT BEND COUNTY

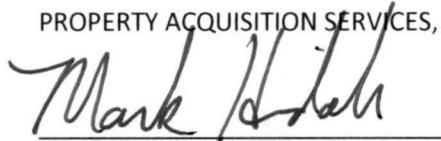


Robert E. Hebert, County Judge

July 26, 2016

Date

PROPERTY ACQUISITION SERVICES, LLC



Mark Heidaker, President

7/13/16

Date

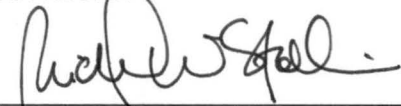
ATTEST:



Laura Richard, County Clerk

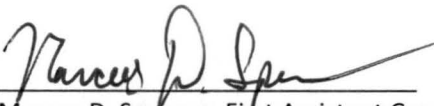


APPROVED:



Richard W. Stolleis, P.E., County Engineer

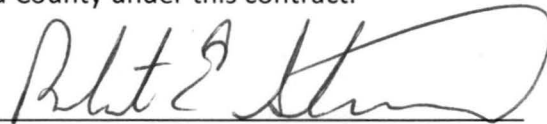
APPROVED AS TO LEGAL FORM:



Marcus D. Spencer, First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 919,550.00 to accomplish and pay the obligation of Fort Bend County under this contract.



Robert Edward Sturdivant, County Auditor

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EXHIBIT A

Right-of-Way
and
Acquisition Services
Proposal

for

Fort Bend County
Precinct 1

West Belfort

Property Acquisition Services, LLC.
19855 Southwest Freeway, Suite 200
Sugar Land, TX 77479
281-343-7171 office
281-343-8181 fax



May 6, 2016

Mr. Richard Stolleis, P.E.
Fort Bend County Engineer
301 Jackson St., 4th Floor
Richmond, TX 77469

Re: Proposal to provide Right-of-Way Acquisition Services for West Belfort Project

Property Acquisition Services, Inc. (PAS) hereby submits this proposal per your request for the purpose of continuing to provide land and right-of-way acquisition services to Fort Bend County under the terms of a Professional Services Agreement. In conjunction with the West Belfort Project, we submit the following estimates to complete:

West Belfort (Madden Road to Harlem)

Acquire 3 parcels

<u>Management</u>	\$ 1,800.00
Includes part-time Manager for the duration of the project	
<u>Negotiations</u>	\$ 4,800.00
Includes right of way agent that is TREC licensed and condemnation support	
<u>Appraisals</u> (3 Appraisals)	\$ 11,400.00
\$3,800 per parcel	
<u>Title</u>	\$ 1,600.00
Includes Title Agent, Title Review and Title Curative	
<u>Administrative Support</u>	\$ 3,800.00
Includes Document Specialist for preparation of legal documents, database support for tracking status reports and general project support	
Total	<hr/> \$ 23,400.00



Please find below the hourly rates listed for the 2016 calendar year billing cycle. Depending on the complexity of the project and the staff needed, not all hourly rates may apply for said projects.

Hourly Rates

Principal.....	\$175.00/hr
Sr. Project Manager.....	\$150.00/hr
Right of Way Agent.....	\$115.00/hr
Relocation Agent.....	\$115.00/hr
Data Analyst.....	\$80.00/hr
Title Coordinator/Examiner.....	\$80.00/hr
Clerical.....	\$60.00/hr

Thank you for allowing PAS the opportunity to submit this proposal to assist you with your right of way needs. Please contact us at (281) 343-7171 if we can answer any questions or be of further assistance.

Sincerely,

A handwritten signature in black ink that reads 'Mark Heidaker'. The signature is written in a cursive style with a large 'M' and a long, sweeping underline.

Mark Heidaker
President



Right-of-Way
and
Acquisition Services
Proposal

for

Fort Bend County

West Airport Boulevard

Property Acquisition Services, LLC.
19855 Southwest Freeway, Suite 200
Sugar Land, TX 77479
281-343-7171 office
281-343-8181 fax



July 7, 2016

Mr. Richard Stolleis, P.E.
Fort Bend County Engineer
301 Jackson St., 4th Floor
Richmond, TX 77469

Re: Proposal to provide Right-of-Way Acquisition Services for West Airport Boulevard

Property Acquisition Services, Inc. (PAS) hereby submits this proposal per your request for the purpose of continuing to provide land and right-of-way acquisition services to Fort Bend County under the terms of a Professional Services Agreement. In conjunction with the West Airport Boulevard Project, we submit the following estimates to complete:

West Airport Boulevard

Acquire 1 parcel

Negotiations

\$ 3,400.00

Includes right of way agent that is TREC licensed and condemnation support

Appraisals

\$ 3,800.00

\$3,800 per parcel

Title

\$ 600.00

Includes Title Agent, Title Review and Title Curative

Total

\$ 7,800.00

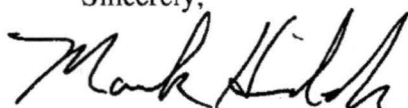
Please find below the hourly rates listed for the 2016 calendar year billing cycle. Depending on the complexity of the project and the staff needed, not all hourly rates may apply for said projects.

Hourly Rates

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Sr. Project Manager.....	\$150.00/hr
Right of Way Agent.....	\$115.00/hr
Relocation Agent.....	\$115.00/hr
Data Analyst.....	\$80.00/hr
Title Coordinator/Examiner.....	\$80.00/hr
Clerical.....	\$60.00/hr

Thank you for allowing PAS the opportunity to submit this proposal to assist you with your right of way needs. Please contact us at (281) 343-7171 if we can answer any questions or be of further assistance.

Sincerely,



Mark Heidaker
President

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

Certificate Number:
2016-83647

Date Filed:
07/13/2016

Date Acknowledged:

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

PAS Property Acquisition Services, LLC
Sugar Land, TX United States

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

Fort Bend County, Texas

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

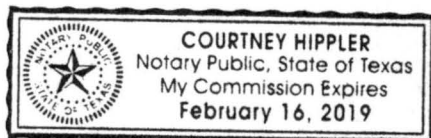
SOQ14-025
Right of Way Services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Heidaker, Mark	Sugar Land, TX United States	X	

5 Check only if there is NO Interested Party. ☐

6 AFFIDAVIT

I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.



Mark Heidaker

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Mark Heidaker, this the 13th day of July, 2016, to certify which, witness my hand and seal of office.

[Signature]

Signature of officer administering oath

Courtney Hippler

Printed name of officer administering oath

Notary Public

Title of officer administering oath

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

PAS Property Acquisition Services, LLC
Sugar Land, TX United States

Certificate Number:
2016-83647

Date Filed:
07/13/2016

Date Acknowledged:
07/26/2016

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Fort Bend County, Texas

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SOQ14-025
Right of Way Services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Heidaker, Mark	Sugar Land, TX United States	X	

5 Check only if there is NO Interested Party.

☐

6 AFFIDAVIT

I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said _____, this the _____ day of _____,
20_____, to certify which, witness my hand and seal of office.

Signature of officer administering oath

Printed name of officer administering oath

Title of officer administering oath