

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

AMENDMENT TO AGREEMENT FOR PROFESSIONAL ENGINEERING 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 FCM Engineers, P.C., (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Professional Engineering Services on January 13, 2015, (hereinafter "Agreement") pursuant to SOQ 14-025; and

WHEREAS, the parties desire to amend the Agreement to include additional professional engineering services.

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

1. Services to be rendered under the Agreement shall be amended to add additional services, as described in the Revised Design Fee Proposal for Addition of Sidewalk dated July 11, 2016, attached hereto as Exhibit A, and incorporated herein for purposes.
2. County shall pay Contractor an additional nine thousand dollars and 00/100 (\$9,000.00), for the additional professional engineering services to be rendered under this Amendment.
3. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed four hundred seventy-six thousand six hundred sixty-nine dollars and 18/100 (\$476,669.18), allocated as follows:
 - A. \$467,669.18 under the Agreement; and
 - B. \$9,000.00 under this Amendment.
4. In no case shall the amount paid by County for all Services under the Agreement and this Amendment exceed the Maximum Compensation without a written agreement executed by the parties.
5. The Time of Performance is hereby extended by an additional twenty-four (24) months from the date of termination under the Agreement.

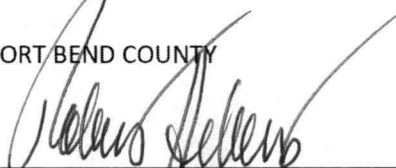
Amendment to Agreement for Professional Engineering Services

2013 Mobility Bond Project No. 13202

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

FORT BEND COUNTY



Robert E. Hebert, County Judge

FCM ENGINEERS, P.C.



Dr. Frank C. Mbachu, P.E., President

9-6-2016
Date

8/18/2016
Date

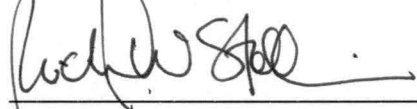
ATTEST:



Laura Richard, County Clerk



APPROVED:



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

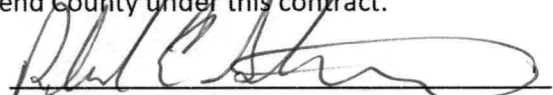
APPROVED AS TO LEGAL FORM:



Marcus D. Spencer, First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$476,669.¹⁸ to accomplish and pay the obligation of Fort Bend County under this contract.



Robert Ed Sturdivant, County Auditor

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Amendment to Agreement for Professional Engineering Services

2013 Mobility Bond Project No. 13202

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EXHIBIT A



9700 Richmond Ave.
Suite 250
Houston, Texas 77042
T-713-706-4414
F-713-706-4410

July 11, 2016

Mr. Donald Durgin.
Klotz & Associates
1160 Dairy Ashford, Suite 500
Houston, Texas 77079

Attention: Mr. Bassem Talge

Re: 2013 Mobility Bond Program, Fort Bend County
Bellaire Blvd. from FM 1464 to San Pablo Drive
Mobility Project No. 13202

Subject: Revised Design Fee Proposal for Addition of Sidewalk

Dear Mr. Durgin:

Attached is the revised fee proposal for sidewalk addition to the scope of work. The revised fee proposal is per my discussion with Mr. Bassem Talge. The proposal is for adding 5,490 LF of 5 feet sidewalk to the scope of work and terminating the south sidewalk to the proposed limits as agreed with the developer engineer. The revised fee is in the amount of Nine Thousand Dollars and Zero Cents (\$9,000.00).

We look forward to working with you on this very important Fort Bend County project. If you have any questions, please call me at (713) 706-4412.

Sincerely,
FCM Engineers P.C.

Dr. Frank C. Mbachu, P.E., DEE
President

FM/mh

cc: Project File #2014101

FCM Engineers, P.C.
 9700 Richmond Ave. #250
 Houston, TX 77042

Fort Bend County Bond 2013
Bellaire Blvd. from San Pablo to FM 1464
Mobility Project No. 13202
Fee Proposal for Sidewalk Addition

FCM Project Number: 2014101

Sheet No.	Sheet Description	Estimated Man-hours	Project Principal	Project Manager	Sr. Civil Engineer	Civil Engineer	CADD Technician	Total Cost
	BILLING RATE	Hours	\$178.50	\$174.75	\$121.50	\$116.85	\$75.12	
	ADDITIONAL PHASE II FINAL ENGINEERING DESIGN							
				LEVEL OF EFFORT				
1	ADDITION OF 5,490 LF OF 5 FEET SIDEWALK TO BELLAIRE BOULEVARD FROM SAN PABLO TO FM 1464. SIDEWALK ON THE SOUTHSIDE OF BELLAIRE BOULEVARD FROM FM 1464 TO STA. 11+45 WILL BE CONSTRUCTED BY DEVELOPER.			7	20	28	28	\$9,028.41

Design Total Hours	83	0	7	20	28	28	\$9,028.41
LABOR COST		\$178.50	\$174.75	\$121.50	\$116.85	\$75.12	
TOTAL LABOR COST (Total Hrs x Labor)	\$9,028.41	\$0.00	\$1,223.25	\$2,430.00	\$3,271.80	\$2,103.36	

Project Management			0				\$0.00
Quality Control			0				\$0.00
Coordination Meeting with Developer			0				\$0.00
Approval							\$0.00
Specification Review and Revision							\$0.00
Construction Cost Estimate							\$0.00
Prebid Assistance							\$0.00

Administrative Total Hours	0	0	0	0	0	0	\$0.00
LABOR COST		\$178.50	\$174.75	\$121.50	\$116.85	\$75.12	
TOTAL LABOR COST (Total Hrs x Labor)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
TOTAL HOURS	83	0	7	20	28	28	

BASIC DESIGN FEE TOTAL	\$9,028.41
TOTAL FEE PROPOSAL: USE	\$9,000.00

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.

FCM Engineers, PC
Houston, TX United States

Certificate Number:
2016-101339

Date Filed:
08/18/2016

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

Date Acknowledged:

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.

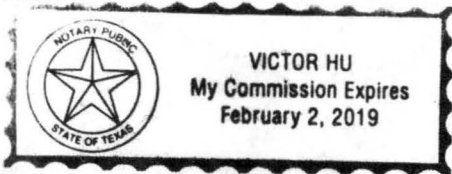
14-025
13202 Bellaire Amendment 01 Sidewalks

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Mbachu, Frank	Houston, 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]

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Frank Mbachu, this the 18 day of August, 2016, to certify which, witness my hand and seal of office.

[Signature]

Signature of officer administering oath

Victor Hu

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.
FCM Engineers, PC
Houston, TX United States

Certificate Number:
2016-101339

Date Filed:
08/18/2016

Date Acknowledged:
09/06/2016

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

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.
14-025
13202 Bellaire Amendment 01 Siddewalks

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Mbachu, Frank	Houston, 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