

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

ADDENDUM TO RIGHT OF WAY SERVICES AGREEMENT

THIS ADDENDUM, 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 Right of Way Services Agreement for Professional Property Acquisition Services effective February 24, 2004, (hereinafter "Agreement"); and

WHEREAS, the parties amended the Agreement for additional services to be provided and increase the total Maximum Compensation under the Subsequent Addendums (defined hereinafter):

Effective November 22, 2005;
 Effective September 26, 2006;
 Effective June 12, 2007;
 Effective February 12, 2008;
 Effective March 3, 2009;
 Effective February 8, 2011;
 Effective February 24, 2015; and
 Effective December 8, 2015.

WHEREAS, the parties desire to further amend the Agreement for additional services to be provided and increase the total Maximum Compensation to complete the additional Services.

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

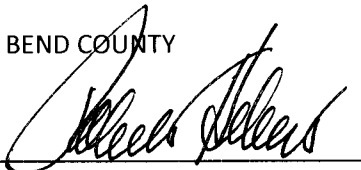
1. County shall pay Contractor an additional sixty thousand one hundred fifty dollars and 00/100 (\$60,150.00) for the additional hours necessary for Contractor to complete the property acquisition Services as described in the following exhibits attached hereto and incorporated herein for all purposes:
 - A. Exhibit "A" – Right-of-Way and Acquisition Services Proposal dated September 15, 2016 for Services in the amount of forty thousand six hundred fifty dollars and 00/100 (\$40,650.00); and
 - B. Exhibit "B" – Right-of-Way and Acquisition Services Proposal dated September 15, 2016 for Services in the amount of nineteen thousand five hundred dollars and 00/100 (\$19,500.00).
2. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed two million one hundred fifty-two thousand three hundred thirty-five dollars and 00/100 (\$2,152,335.00), authorized as follows:

\$250,000.00	Agreement effective February 24, 2004
\$100,000.00	Addendum effective November 22, 2005
\$150,000.00	Addendum effective September 26, 2006
\$100,000.00	Addendum effective June 12, 2007
\$250,000.00	Addendum effective February 12, 2008
\$500,000.00	Addendum effective March 3, 2009
\$500,000.00	Addendum effective February 8, 2011
\$125,000.00	Addendum effective February 24, 2015
\$117,185.00	Addendum effective December 8, 2015; and
\$60,150.00	This Addendum.

3. In no case shall the amount paid by County for all Services under the Agreement and this Amendment exceed the Maximum Compensation without written agreement executed by the parties.

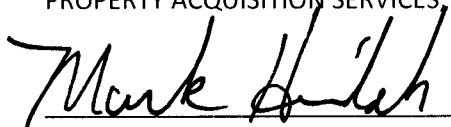
Except as provided herein, all terms and conditions of the Agreement shall remain unchanged.

FORT BEND COUNTY



Robert E. Hebert, County Judge

PROPERTY ACQUISITION SERVICES, LLC



Mark Heidaker, President

9-27-16

Date

9-19-16

Date

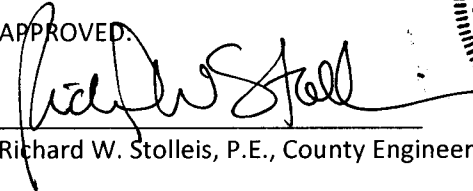
ATTEST:



Laura Richard, County Clerk

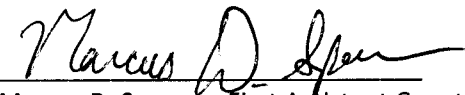


APPROVED:



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 \$ 2,152,335.⁰⁰ to accomplish and pay the obligation of Fort Bend County under this contract.



Robert Ed Sturdivant, County Auditor

EXHIBIT A



Right-of-Way
and
Acquisition Services
Proposal

for

Fort Bend County

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



September 15, 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 (P.O. #23886) for projected Billings for Mobility Projects

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 existing projects currently being serviced by PAS, we submit the following estimates to complete:

Old Richmond Road

Acquisition Services (80 hrs. @ \$75.00/hr.)	\$6,000.00
Appraisals on 2 Parcels (If needed for ED)	<u>\$5,000.00</u>
Total	\$11,000.00

Trammel Fresno

Appraisals on 3 Parcels	\$ 6,000.00
Relocation (45 hrs. @ \$75.00/hr.)	\$ 3,375.00
ED Support (10 hrs. @ \$75.00/hr.)	<u>\$ 750.00</u>
Total	\$10,125.00

Spur 10

File Closure (Provide to TxDOT) (15 hrs. @ \$75.00/hr.)	\$ 1,125.00
Reimbursement Agreements (10 hrs. @ \$75.00/hr.)	\$ <u>750.00</u>
Total	\$ 1,875.00

FM 359

Relocation for 1 Parcel (20 hrs. @ \$75.00/hr.)	\$ 1,500.00
Reimbursement Agreements (57 hrs. @ \$75.00/hr.) *All the ED files that need transfer into States name	\$ 4,275.00
File Closure (Provide to TxDOT) (25 hrs. @ \$75.00/hr.)	\$ <u>1,875.00</u>
Total	\$ 7,650.00

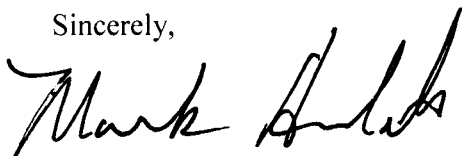
General

Other Additional Assignments as Approved in Writing By the County Engineer in Advance of Initiating the Work	\$ <u>10,000.00</u>
Total	\$ 10,000.00

<u>Grand Total</u>	\$ 40,650.00
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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

EXHIBIT B



Right-of-Way
and
Acquisition Services
Proposal

for

Fort Bend County

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



September 15, 2016

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

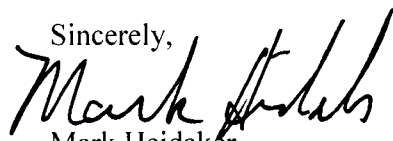
Re: Proposal to provide Right-of-Way Acquisition Services for Four Corners Park

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 for Four Corners Park. In conjunction with the existing projects currently being serviced by PAS, we submit the following estimates to complete:

Four Corners Park

Appraisals on 3 Parcels	\$ 6,000.00
Relocation for 4 Parcels (160 hrs. @ \$75.00/hr.)	\$12,000.00
ED Support (20 hrs. @ \$75.00/hr.)	<u>\$ 1,500.00</u>
Total	\$ 19,500.00

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

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:
2016-103795

Date Filed:
08/24/2016

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, Texas

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.
P.O. #23886
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.



Greg Montgomery
Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Greg Montgomery this the 24th day of August, 2016, to certify which, witness my hand and seal of office.

Courtney Hippler
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

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Fort Bend County, Texas

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P.O. #23886
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