

STATE OF TEXAS                    §  
    §  
 COUNTY OF FORT BEND           §

**AMENDMENT TO AGREEMENT FOR  
 DESIGN/BUILD REPAIRS AT MISSION PARK WEST  
 SOQ 16-093**

**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 L.L. & F. Construction Management, Inc., (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Design/Build Repairs at Mission Park West on August 2, 2016, (hereinafter "Agreement"); and

WHEREAS, the parties desire to amend the Agreement to replace in lieu of repairing the existing backstop related to the Project and increase the total Maximum Compensation for the completion of such additional work.

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

1. County shall pay Contractor an additional eight thousand three hundred twenty-nine dollars and no/100 (\$8,329.00) for the additional work related to the Project as described in Change Order (#1) dated September 23, 2016 attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed two hundred forty-eight thousand six hundred twenty-nine dollars and no/100 (\$248,629.00), authorized as follows:
  - \$240,300.00 under the Agreement; and
  - \$8,329.00 under this 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 amendment executed by the parties.

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

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Amendment to Agreement for Design/Build Repairs at Mission Park West  
 SOQ 16-093  
 Page 1 of 2

FORT BEND COUNTY

Robert E. Hebert, County Judge

11-1-16  
Date

L.L. & F. Construction Management, Inc.



D. B. Lundy, Jr., President

10/21/2016  
Date

ATTEST:

Laura Richard, County Clerk



APPROVED:

Michel Davis, Director

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 \$248,629.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert Ed Sturdivant, County Auditor

I:\Marcus\Agreements\Parks\Mission West Park\Amend 1 - Design-Build Repairs.LL&F.docx

# EXHIBIT A

# L.L. & F. CONSTRUCTION MANAGEMENT, INC.

1913 WEST LOOP ~ P.O. BOX 45  
EL CAMPO, TX 77437

Phone 979-578-0782 ~ Fax 979-578-0784  
1-800-873-9175 ~ Email: [lvsiinc@sbcglobal.net](mailto:lvsiinc@sbcglobal.net)

September 23, 2016

Fort Bend County Parks & Fairgrounds  
**ATTN: Michel E. Davis, Director**  
9555A Hwy 6 South  
Missouri City, TX 77459  
(Email: [Michel.Davis@fortbendcountytexas.gov](mailto:Michel.Davis@fortbendcountytexas.gov))

**RE: Request for Change Order (#1) to Replace Backstop @ Mission West Park Improvements, 7536-C Tetela, Houston.**

Dear Mr. Davis,

L.L. & F. Construction Management, Inc. does hereby submit a "Change Order Request" to replace in lieu of repairing the existing backstop at Mission West Park.

Our proposal includes repairs to the backstop; however, our fence contractor has advised that upon further observation it would be best to demolish and construct a new one. Please refer to the attached pictures.

**PROPOSED SCOPE OF WORK:**

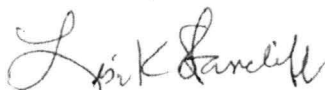
Demolish existing backstop, materials and labor to install solid chain link all the way up/down instead of the present individual panels. The 40 ft. design would be 2 – 10 ft. wings with 20 ft. in the middle, 16 ft. height and an overhang of 4 ft.

**COST FOR UPGRADE:**

Credit for Repairs in Proposal:		<b>Total: (\$ 2,500.00)</b>
Materials and Labor	\$9,845.00	
<u>10% Overhead and Profit</u>	<u>\$ 984.00</u>	<b>Total: \$10,829.00</b>
	<b>CHANGE ORDER AMOUNT:</b>	<b>\$ 8,329.00</b>

Thank you.

Sincerely,



Lisa K. Stancliff  
Office Manager

# 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:  
 2016-126874

Date Filed:  
 10/20/2016

Date Acknowledged:

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

L.L.&F. Construction Management, Inc.  
 El Campo, 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

**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.**

SOQ 16-093  
 Amendment to design/build agreement for Mission West Park

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Lundy, Peyton	Edna, TX United States	X	
	Lundy, Jr., D B	El Campo, 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.

*DB Lundy, Jr.*  
 \_\_\_\_\_  
 Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said DB Lundy, Jr., this the 21<sup>st</sup> day of October, 2016, to certify which, witness my hand and seal of office.

*Lisa K Stancliff*  
 \_\_\_\_\_  
 Signature of officer administering oath

Lisa K Stancliff  
 \_\_\_\_\_  
 Printed name of officer administering oath



\_\_\_\_\_  
 Title of officer administering oath

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\_\_\_\_\_  
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