

STATE OF TEXAS                   §  
   §  
 COUNTY OF FORT BEND         §

**THIRD AMENDMENT TO AGREEMENT FOR  
 PROFESSIONAL ENGINEERING SERVICES**

**THIS THIRD 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 HR Green, Inc., (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 27, 2015, (hereinafter "Agreement") pursuant to SOQ 14-025; as amended by documents dated October 13, 2015, (hereinafter "Amendment") and April 26, 2016, (hereinafter "Second Amendment"); and

WHEREAS, the parties desire to further amend the Agreement for additional services to be provided, including water line and traffic control revisions to the final design plans.

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

1. County shall pay Contractor an additional fifteen thousand three hundred dollars and no/100 (\$15,300.00), for the additional services to be rendered under the Agreement as described in the fee estimate attached as Exhibit "A" hereto 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 four hundred sixty-seven thousand seven hundred forty seven dollars and no/100 (\$483,047.00), allocated as follows:
  - A. \$368,901.00 under the Agreement;
  - B. \$93,846.00 under the Amendment;
  - C. \$5,000.00 under this Second Amendment; and
  - D. \$15,300.00 under this Third 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 further amendment executed by the parties.
4. The Time of Performance for all Services to be provided by Contractor, including the additional services, is hereby extended an additional twenty-four (24) months from the original date of termination as provided in the Agreement.

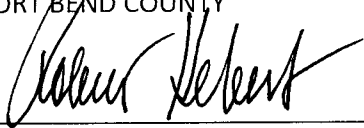
Except as provided herein, all terms and conditions of the Agreement and subsequent Amendments shall remain unchanged.

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Third Amendment to Agreement for Professional Engineering Services  
 2013 Mobility Bond Project No. 13211

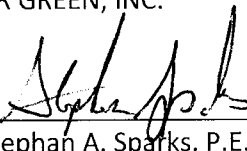
Page 1 of 2

FORT BEND COUNTY



Robert E. Hebert, County Judge

HR GREEN, INC.



Stephan A. Sparks, P.E., Vice President

1-24-2017

Date

1/6/17

Date

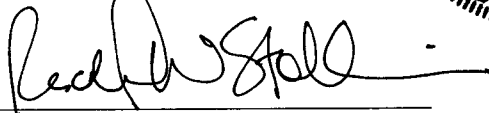
ATTEST:



Laura Richard, County Clerk



APPROVED:



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

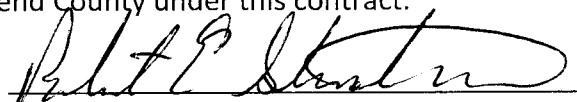
APPROVED AS TO LEGAL FORM:



Marcus D. Spencer, First Assistant County Attorney

**AUDITOR'S CERTIFICATE**

I hereby certify that funds are available in the amount of \$483,047.<sup>00</sup> to accomplish and pay the obligation of Fort Bend County under this contract.



Robert Ed Sturdivant, County Auditor

# EXHIBIT A

**LEVEL OF EFFORT (LOE) FEE ESTIMATE - ADDITIONAL SERVICES**



**SUGARLAND HOWELL ROAD  
FORT BEND COUNTY**

<b>DURATION INCLUDED IN OVERALL PROJECT</b>							
	<b>Principal / Managing Director</b>	<b>Project Manager</b>	<b>Senior Engineer</b>	<b>Senior CADD Technician</b>	<b>Admin / Clerical</b>	<b>Total Hours</b>	<b>Total Cost</b>
DIRECT LABOR COST	\$ 75	\$ 65	\$ 50	\$ 36	\$ 25		
HOURLY RATE INCLUDING MULTIPLIER ( 3 X )	\$ 225	\$ 195	\$ 150	\$ 108	\$ 75		
<b>PHASE 2: ADDITIONAL SERVICES - TCP and Waterline</b>							
<b>Task 1 Project Coordination</b>							
1 Coordinate with GEC - Klotz		4	2			6	\$ 1,080
<b>Subtotal Hours</b>	0	4	2	0	0	6	
<b>Subtotal Fee</b>	\$ -	\$ 780	\$ 300	\$ -	\$ -		<b>\$ 1,080</b>
<b>Task 2 Waterline Adjustment Callouts</b>							
1 Add callouts for 16" waterline adjustment and Add to estimate		4	12	16		32	\$ 4,308
<b>Subtotal Hours</b>	0	4	12	16	0	32	
<b>Subtotal Fee</b>	\$ -	\$ 780	\$ 1,800	\$ 1,728	\$ -		<b>\$ 4,308</b>
<b>Task 3 Traffic Control Plan Revisions for Southbound Traffic Only</b>							
HR Green has been asked to revise the Traffic Control Plan from traffic flow moving only in the northbound direction to traffic flow moving only in the Southbound direction.							
1. Revise Overall Traffic Control Layout Sheet (1 sheet)		2	4	8		14	\$ 1,854
2. Revise Phase 1 Traffic Control Plan (2 sheets)		2	4	10		16	\$ 2,070
3. Revise Phase 2 Traffic Control Plan (2 sheets)		2	4	10		16	\$ 2,070
4. Revise Phase 3 Traffic Control Plan (2 sheets)		2	4	10		16	\$ 2,070
5. Revise Northbound Closure Detour Plan (1 sheets)		2	4	8		14	\$ 1,854
							\$ -
<b>Subtotal Traffic Control Plan Hours</b>	0	10	20	46	0	<b>76</b>	<b>\$ 9,918</b>
<b>Subtotal Traffic Control Plan Fee</b>	\$ -	\$ 1,950	\$ 3,000	\$ 4,968	\$ -		<b>\$ 9,918</b>
<b>TOTAL ADDITIONAL SERVICES</b>	\$ -	\$ 3,510	\$ 5,100	\$ 6,696	\$ -		<b>\$ 15,300</b>

# 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.

HR Green, Inc.  
Houston, TX United States

Certificate Number:  
2017-151529

Date Filed:  
01/06/2017

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.

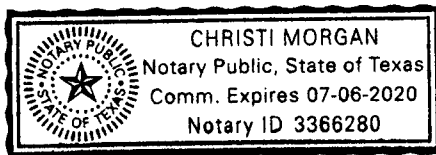
14-025  
13211 Sugar Land Howell Amendment 03 TCP Redesign

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Hogan, Patrick	Cedar Rapids, IA United States	X	
	White, Richard	Cedar Rapids, IA United States	X	
	Protsch, Eliot	Cedar Rapids, IA United States	X	
	Poppen, Jason	Houston, TX United States	X	
	Moermond, David	Des Moines, IA United States	X	
	Heyer, Steven	Cedar Rapids, IA United States	X	
	Dougherty, David	Johnston, IA 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.



*Jason Poppen*  
Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Jason Poppen, this the 9th day of January, 20 17, to certify which, witness my hand and seal of office.

*Christi Morgan*  
Signature of officer administering oath

Christi Morgan  
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

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14-025  
13211 Sugar Land Howell Amendment 03 TCP Redesign

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	White, Richard	Cedar Rapids, IA United States	X	
	Protsch, Eliot	Cedar Rapids, IA United States	X	
	Poppen, Jason	Houston, TX United States	X	
	Moermond, David	Des Moines, IA United States	X	
	Heyer, Steven	Cedar Rapids, IA United States	X	
	Dougherty, David	Johnston, IA United States	X	

**5 Check only if there is NO Interested Party.**

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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