

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**AMENDMENT TO AGREEMENT FOR
 INTERIOR RENOVATIONS TO EXISTING SIENNA ANNEX BUILDING
 RFP 17-035**

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 Frost Construction Company, Inc. (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Interior Renovations to Existing Sienna Annex Building on January 10, 2017, (hereinafter "Agreement") pursuant to RFP 17-035; and

WHEREAS, the parties desire to amend the Agreement to reflect the change in Services to be provided and increase the total Maximum Compensation under the Agreement.

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

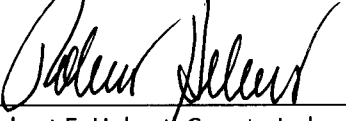
1. County shall pay Contractor an additional thirteen thousand nine hundred fifty dollars and no/100 (\$13,950.00) to perform the revised Services as described in the Change Order dated February 16, 2017 attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Contractor for all Services rendered is hereby increased to an amount not to exceed three hundred sixty-five thousand nine hundred fifty dollars and no/100 (\$365,950.00), authorized as follows:
 \$352,000.00 under the Agreement; and
 \$13,950.00 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 agreement executed by the parties.

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

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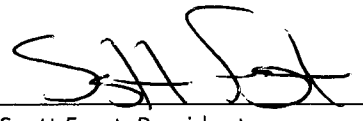
IN WITNESS WHEREOF, the parties hereto have signed or have caused their respective names to be signed to multiple counterparts to be effective on the date signed by the final party.

FORT BEND COUNTY


Robert E. Hebert, County Judge

2-28-2017
Date

FROST CONSTRUCTION COMPANY, INC


Scott Frost, President

2-21-17
Date

ATTEST:


Laura Richard, County Clerk

APPROVED:


James Knight, Director
Facilities Management & Planning

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 \$365,950.⁰⁰ To accomplish and pay the obligation of Fort Bend County under this contract.



I:\Marcos\Agreements\Facilities\Sienna Annex\Amend 1 - Construction.Sienna Annex.Frost.docx

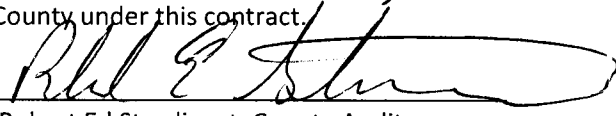

Robert Ed Sturdivant, County Auditor

EXHIBIT A

**AIA®****Document G701™ – 2001****Change Order****PROJECT:** (Name and address)Sienna Annex
301 Jackson St. Suite 301
Richmond, TX 77469**CHANGE ORDER NUMBER:** 1**DATE:** 2-16-17**ARCHITECT'S PROJECT NUMBER:** RFP 17-035OWNER ☐ARCHITECT ☐CONTRACTOR ☐FIELD ☐OTHER ☐**TO CONTRACTOR:** (Name and address)Frost Construction Co., Inc.
19506 Hwy 59 N. #220
Humble, Texas 77338**CONTRACT DATE:** 1-5-17**CONTRACT FOR:** Sienna Annex-Fort Bend County

The Contract is changed as follows:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

CP 2R Millwork and Flooring

3,640.16

CP 3 Glass and Carpet/VCT

- 4,195.25

CP 4 Electrical

13,909.03

CP 5 Paint and Drywall

596.56

The original (Contract Sum) (Guaranteed Maximum Price) was

\$ 352,000.00

The net change by previously authorized Change Orders

\$

The (Contract Sum) (Guaranteed Maximum Price) prior to this Change Order was

\$

The (Contract Sum) (Guaranteed Maximum Price) will be (increased) (decreased) (unchanged)

by this Change Order in the amount of

\$ -13,950.50

The new (Contract Sum) (Guaranteed Maximum Price) including this Change Order will be

\$ 365,950.50

The Contract Time will be (increased) (decreased) (unchanged) by () days

The date of Substantial Completion as of the date of this Change Order therefore is

*(Note: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.)***NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

ARCHITECT (Firm name)

Frost Construction Co., Inc.

OWNER (Firm name)

ADDRESS

19506 Hwy 59 N. #220
Humble, Texas 77338

ADDRESS

BY (Signature)

BY (Signature)

BY (Signature)

(Typed name)

Scott Frost

(Typed name)

DATE

2-16-17

DATE

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

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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.

Frost Construction Company, Inc.
Humble, TX United States

Certificate Number:
2017-169845

Date Filed:
02/21/2017

Date Acknowledged:

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

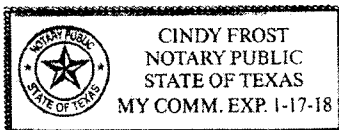
3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

RFP 17-035
Amendment to Agreement

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Frost Construction Company Inc.	Humble , 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.

Scott Frost

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said *Scott Frost*, this the *21* day of *Feb*, 20 *17*, to certify which, witness my hand and seal of office.

Cindy Frost

Signature of officer administering oath

Cindy Frost

Printed name of officer administering oath

Officer

Title of officer administering oath

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1 of 1

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Frost Construction Company, Inc.
Humble, TX United States

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Fort Bend County

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RFP 17-035
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			Controlling	Intermediary
	Frost Construction Company Inc.	Humble , 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