STATE OF TEXAS

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**COUNTY OF FORT BEND** 

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### 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 Binkley & Barfield, 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 February 28, 2017, (hereinafter "Agreement") for Services to be provided under the Fort Bend County 2013 Mobility Bond Program – A. Myers Road Extension from Berdett Road to FM 762 – Project No. 13102, pursuant to SOQ 14-025; and

WHEREAS, the parties desire to amend the Agreement for additional professional engineering and surveying Services to be provided and increase the total Maximum Compensation available to perform the Services.

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

- County shall pay Contractor an additional twenty-four thousand two hundred seventeen dollars and no/100 (\$24,217.00) to render additional Services to County as described in the Scope of Work attached as Exhibit "A" hereto and incorporated herein for all purposes; and
- 2. The Maximum Compensation payable to Contractor for all Services rendered under the Agreement and this Amendment is hereby increased to an amount not to exceed three hundred sixty-two thousand one hundred thirty-seven dollars and no/100 (\$362,137.00), authorized as follows:

\$337,920.00 under the Agreement; and \$24,217.00 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 written amendment executed by the parties.

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

Amendment to Agreement for Professional Engineering Services 2013 Mobility Bond Project No. 13102 Page 1 of 2

FORT BEND COUNTY	BINKLEY & BARFIELD, INC.				
Robert E. Hebert, County Judge	David Hamilton, P.E., Executive Vice President				
July 25, 2017 Date	7/13/17 Date				
ATTEST: Zama Peihard	WISSION'S.				
Laura Richard, County Clerk					
Richard W. Stolleis, P.E., County Engine	COUNTY TEXASTITUTE  Seer				
APPROVED AS TO LEGAL FORM:					
Marcus D. Spencer, First Assistant Cour	nty Attorney				
AUDITOR'S CERTIFICATE					
I hereby certify that funds are accomplish and pay the obligation of F	available in the amount of \$362,137.00 to ort Bend County under this contract.  Robert Ed Sturdivant, County Auditor				

E\Marcus\Agreements\Engineering\Road Construction\A. Myers\Amend 1 - A. Myers.BBi.docx

# **EXHIBIT A**



May 23, 2017

Mr. Robert W. Barnett, P.E. LJA Engineering, Inc. 2929 Briarpark Drive Suite 600 Houston, Texas 77042-3703

Re: Proposal for Additional Professional Services - A. Myers Road Extension

From Berdett Road to FM 762

Dear Mr. Barnett:

Binkley & Barfield, Inc. (BBI) is pleased to submit this proposal for the additional design of the A. Myers Road Extension widening existing A. Myers Road to Berdett Road. The fee is based upon the Scope of Work (SOW) of the additional design efforts outlined by Fort Bend County (FBC) and recent discussions with you. Refer to the original SOW for all other design efforts.

According to the drawings and information provided by LJA and Fort Bend County, BBI understands that the additional roadway segment is approximately 750 LF and will follow the 2013 Mobility Bond Program Summary of Design Process.

The additional design will be incorporated with the original project from Berdett Road to FM 762 and will follow the same design phasing and billing as previously scoped.

The additional design's scope is to widen existing A. Myers Road to match the 3-lane intersection at proposed A. Myers Road and Berdett Road with a 6' shoulder accompanying only on the eastbound lane. This roadway is to be designed within an interim 62-foot ROW.

The design schedule has been revised to accommodate the recent design additions moving forward. The 60% submittal will take place on May 31<sup>st</sup>. The meeting will take place in mid-June. Final ROW documents 90% submittal will be submitted by June 30<sup>th</sup>. FBC will review the 90% submittal and 100% Compact Discs will be submitted by July 31<sup>st</sup> to the County Purchasing Agent.

The design fee for both the additional scope is \$24,217.00 and is detailed in the attachment. This design fee includes the cost of additional survey initially completed by George Ranch High School.



If you have any questions please give me a call or send me an email.

Sincerely,

Binkley & Barfield, Inc.

Consulting Engineers

Kevin A. Mineo, P.E. Senior Project Manager Transportation Group

CC: DAH MM: vvp Attachments



## SUMMARY OF WORK FORT BEND COUNTY – A. MYERS ROAD

#### **ADDITIONAL DRAWINGS**

- Existing Drainage Map (1 Sheets)
- Overall Proposed Drainage Area Map (I Sheets)
- Drainage Plan & Profile 1"=100' H / 1"=10' V (along Berdett)
- Road Plan & Profile 1"=100' H / 1"=10' V (1 Sheets)
- Signing Pvmnt & Signing (1 Sheets)
- Traffic Control Plan At FM 762 AND Berdett Rd.(1 Sheets)
- Storm Water Poliution Prevention Plan (1 Sheets)

**End of Summary of Work** 



#### FEE SUMMARY – ADDITIONAL WORK FORT BEND COUNTY – A. MYERS ROAD

			Fe	e for Additi	onal Scope						
		Estimated Manhours									
	Sub-			Project	Project	Senior			Subtotal		
Task	Task	Description / Task	PIC	Manager	Engineer	Designer	CAD	Admin	Hours	Original Fee	dditional Cost
1133	538	RawSalary	\$80.00	\$65.00	\$48.00	\$40.00	\$32.00	\$26.00			
		Multiplied Rate (3.24 Multiplier)	\$259.20	\$210.60	\$155.52	\$129.60	\$103.58	\$84.24			100000000000000000000000000000000000000
		PHASE II - FINAL DESIGN BASIC SERVICES									
		Project Management and Document Submission				A					
	-								0		\$0
13.00	1	Subtotal Project Management/Document Submission	. 0	0	0	0	0	0		30 10 30 4	\$0.
				Service Control of the	Marie Carlos						
	8	Additional Drawings							42.4		
	9	Existing Drainage Map (1 Sheets)		1	2	2	4			\$ 4,782.24	\$1,195
	9	Overall Proposed Drainage Area Map (1 Sheets)  Drainage Plan & Profile 1"=100' H / 1"=10' V (along Berdett)		1	5	2	3		11	<del></del>	
	16	Road Plan & Profile 1"=100" H / 1"=10" V (along Berdett)		1	4	10	8		23	<del> </del>	\$ 2,958.
	18	Signing Pymnt & Signing (1 Sheets)		1	2	8 6	10			\$ 28,032.48	
	1	organia - Franco Signing (1 Sincola)		1	2	B	14		21	5 7,886.16	\$ 2,543.4
	100	Subtotal Drawings	0	5	21	28	37	0	91		\$11,783
											\$41,703.
										0.00	
	1	Traffic Control Plan At FM 752 AND Berdett Rd.(1 Sheets)		2	4	10	12		28	5 6,548.48	\$ 3,583.4
		Subtotal Traffic Control Plan (TCP)	0	2	4	10	12	0	28		\$3,583
CONSTRUCT	-							35 II NIII (30 SA 14 Y			
)											
251.021.00	1	Storm Water Pollution Prevention Plan (1 Sheets)	200.000.000	1	2	5	8		16	\$ 9,545.04	\$ 1,999.0
	1	Subtotal Stormwater Pollutition Prevention Plan (SW3P)	0	- 1	2	5	8	0	16		\$1,999
			10000000	97000000000	MINISTER OF THE PARTY OF THE PA				STATE OF THE PARTY		
				<sub>1</sub>					etimostada, mandi		
		TOTAL PHASE II - BASIC SERVICES HOURS		8	27	43	57		120		
		TOTAL PHASE II - BASIC SERVICES COST	50	\$1,685	\$4.199	\$5,573	\$5,910	\$0	135	5217.873.80	******
		TOTAL PHASES I AND II BASIC SERVICES)	Parists 1	31,053	34,175	33,373	\$3,910 [	20 1	10 251,000	\$217,873.80	\$17,366.4 \$17,366.4
								10000	O-MANAGES IN	2000	\$17,366.4
		ADDITIONAL SERVICES									
	SURVEY							538,100,00	\$6,850.0		
		SUBTOTAL, PHASES I AND II, INCL. ADDITIONAL SERVICES		111.04 1219							NELLE STATE
											\$6,850.0
		GRAND TOTAL				***************************************	***************************************				\$24,216.4

#### **CERTIFICATE OF INTERESTED PARTIES**

FORM **1295** 

1 of 1

		<del></del>						
	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 countr of business.	Certificate Number: 2017-236963						
	Binkley & Barfield, Inc. Houston, TX United States		6	: Filed:				
2	Name of governmental entity or state agency that is a party to the being filed.	e contract for which the form is	07/14/2017					
	Fort Bend County		Date	Date Acknowledged:				
3	Provide the identification number used by the governmental entity description of the services, goods, or other property to be provided		the cr	ontract, and pro	vide a			
	#13102 Amendment for 2013 Mobility Bond Program - A. Myers Road	Extension from Berdett Rd. to FM	762; <sub>[</sub>	pursuant to SO(	Q 14-025			
4	Name of Interested Party	City, State, Country (place of busine	~ee}	l .	f interest pplicable)			
_	Name of incrested Fairy	City, State, Country (place or oco	355/	Controlling	Intermediary			
Bir	inkley , James Brett	Houston, TX United States		Х				
Ва	arfield, P.E., Larry	Houston, TX United States		Х				
Há	amilton, P.E., David	Houston, TX United States		Х				
La	aham, P.E., Youssef	Houston, TX United States		×				
		L						
_								
	Check only if there is NO Interested Party.							
Ashlee Michelle McConnell Notary Public State Of Texas My Comm. Exp. 7-22-18  AFFIX NOTARY STAMP / SEAL ABOVE								
	Sworn to and subscribed before me, by the said <u>Renee</u> <u>Jucah</u> , this the <u>14th</u> day of <u>July</u> , 20 + to certify which, witness my hand and seal of office.							
	Signature of officer administering oath Printed name of of	officer administering oath Ti	itle of (	Wotary officer administed in	ing oath			

#### **CERTIFICATE OF INTERESTED PARTIES FORM 1295** OFFICE USE ONLY 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. **CERTIFICATION OF FILING** Certificate Number: Name of business entity filing form, and the city, state and country of the business entity's place of business. 2017-236963 Binkley & Barfield, Inc. Date Filed: Houston, TX United States 07/14/2017 Name of governmental entity or state agency that is a party to the contract for which the form is being filed. Date Acknowledged: Fort Bend County 07/25/2017 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. #13102 Amendment for 2013 Mobility Bond Program - A. Myers Road Extension from Berdett Rd. to FM 762; pursuant to SOQ 14-025 Nature of interest 4 City, State, Country (place of business) (check applicable) Name of Interested Party Intermediary Controlling Houston, TX United States Х Binkley, James Brett Х Houston, TX United States Barfield, P.E., Larry Houston, TX United States Х Hamilton, P.E., David Х Houston, TX United States Laham, P.E., Youssef 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 \_\_\_\_ day of \_ Sworn to and subscribed before me, by the said \_\_\_ \_\_\_, this the \_\_\_ 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