

STATE OF TEXAS                    §  
   §  
 COUNTY OF FORT BEND           §

**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 CivilCorp, LLC, (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 September 22, 2015, (hereinafter "Agreement") for Services to be provided under the Fort Bend County 2013 Mobility Bond Program – Katy Flewellen Road Improvements – Project No. 13316, pursuant to SOQ 14-025; and

WHEREAS, the parties desire to amend the Agreement for additional design Services to be provided, increase the total Maximum Compensation available to perform the Services, and extend the Time of Performance under the Agreement to perform such Services.

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

1. County shall pay Contractor an additional forty-seven thousand one hundred seventy-five dollars and 56/100 (\$47,175.56) to render the additional Services to County as described in the Proposal dated July 11, 2017 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 five hundred eighty-two thousand three hundred eighty-seven dollars and 98/100 (\$582,387.98), authorized as follows:  
                                   \$535,212.42 under the Agreement; and  
                                   \$47,175.56 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.
4. The parties hereby agree the Agreement remains in effect and the Time of Performance under the Agreement is hereby extended to December 31, 2019.

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

FORT BEND COUNTY

*Robert E. Hebert*  
Robert E. Hebert, County Judge

CIVILCORP, LLC

*Tommy C. Kuykendall Jr*  
Tommy C. Kuykendall, Jr., Vice President

9-26-2017  
Date

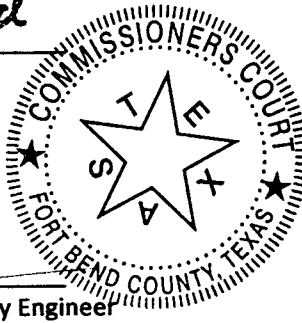
9/18/2017  
Date

ATTEST:

*Laura Richard*  
Laura Richard, County Clerk

APPROVED:

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



APPROVED AS TO LEGAL FORM:

*Marcus D. Spencer*  
Marcus D. Spencer, First Assistant County Attorney

**AUDITOR'S CERTIFICATE**

I hereby certify that funds are available in the amount of \$582,387<sup>98</sup> to accomplish and pay the obligation of Fort Bend County under this contract.

*Robert Ed Sturdivant*  
Robert Ed Sturdivant, County Auditor

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# EXHIBIT A

July 11, 2017

Mr. Hieu Nguyen  
Schaumburg & Polk, Inc.  
11767 Katy Freeway; Suite 900  
Houston, TX 77079

**Re: Widening and Reconstruction of Katy-Flewellen Road  
Professional Civil Engineering and Surveying Services Proposal – Supplemental**

Dear Mr. Nguyen:

CivilCorp, LLC. would like to thank Fort Bend County for the opportunity to work and partner with the County and Schaumburg & Polk on this project. In accordance with the scoping meeting and our subsequent discussions, CivilCorp submits this proposal to Fort Bend County for supplemental services as described below.

**SUPPLEMENTAL SERVICES DESCRIPTION**

Per comments received from Fort Bend County Engineering and Fort Bend County Drainage District, the following revisions will be required:

- Intersection of Katy Flewellen Road and Gaston Road – Redesign for additional right turn lanes including roadway, drainage and traffic signal revisions
- North Project Limits - Extend limits of project to the north to accommodate intersection design
- Incorporate Ditch #VA6 design plans with Katy Flewellen Bid Package

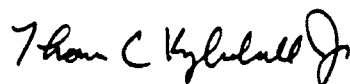
Payment and compensation for the above Supplemental Services is to be on a lump sum basis. CivilCorp will prepare monthly invoices for services rendered. A budget in the amount of **\$ 47,175.56** is established for this supplemental agreement and will not be exceeded without prior authorization by Fort Bend County. **Exhibit "E"** provides a summary of the fee estimate and a detailed fee estimate calculation for all items of CivilCorp's work.

All work will be closely coordinated with Fort Bend County. Thank you for the opportunity to submit this supplemental proposal. If you are in agreement with the services and related fee contained in this proposal and wish to proceed, please sign on the space provided and return an executed copy to my attention that will serve as the Notice to Proceed.

If you have any questions or require additional information, please don't hesitate to call me.

Very truly yours,

CivilCorp, LLC



Thomas C. Kuykendall, Jr., PE  
Vice President

Fort Bend County

By: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

**EXHIBIT E - FEE SCHEDULE**

**PROJECT NAME: KATY FLEWELLEN ROAD**  
**LIMITS: FROM 100' SOUTH OF WILLOW LANE TO 500' NORTHEAST OF GASTON ROAD (0.597 MI)**  
**& KATY-GASTON FROM 600' WEST TO 100' EAST OF KATY-FLEWELLEN (0.133 MI)**  
**PROJECT LENGTH: 3,850' (ROADWAY)**  
**FORT BEND COUNTY PROJECT NO.: 13316**  
**METHOD OF PAY: LUMP SUM**  
**PRIME PROVIDER NAME: CIVILCORP, LLC** 7/11/17

<b>FEE SUMMARY</b>		
<b>KATY FLEWELLEN ROAD</b>		
<b>FBC PROJECT NO. 13316</b>		
<b>TASKS</b>	<b>CIVILCORP, LLC</b>	
FC 110	\$ -	
FC 120	\$ -	
FC 130	\$ 905.47	
FC 150		
FC 160	\$ 6,063.66	
FC 161	\$ 3,359.89	
FC 162	\$ -	
FC 163	\$ 3,899.54	
FC 164	\$ -	
FC 351	\$ -	
<b>Direct Expenses</b>	<b>\$ -</b>	
<b>TOTALS</b>	<b>\$14,228.56</b>	
<b>CIVILCORP TOTAL</b>		<b>\$14,228.56</b>
<b>EPIC (Traffic)</b>		<b>\$9,972.00</b>
<b>Amani (Surveying)</b>		<b>\$5,375.00</b>
<b>Amani (ROW Parcels)</b>		<b>\$17,600.00</b>
<b>Geotech (Geotechnical)</b>		<b>\$0.00</b>
<b>TOTAL SUPPLEMENTAL FEE</b>		<b>\$47,175.56</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.

CivilCorp, LLC  
Fulshear, TX United States

Certificate Number:  
2017-262154

Date Filed:  
09/18/2017

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.

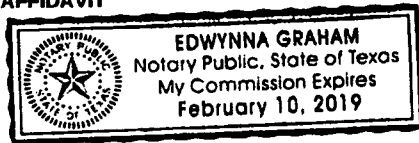
13316

Professional engineering services provided under the Fort Bend County 2013 Mobility Bond Program - Katy Flewellen Road Improvements.

4 Name of Interested Party	City, State, Country (place of business)	Nature of Interest (check applicable)	
		Controlling	Intermediary
CivilCorp, LLC	Fulshear, 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.

*Thomas C. Kuykendall, Jr.*

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Thomas C. Kuykendall, Jr., this the 18<sup>th</sup> day of September, 2017, to certify which, witness my hand and seal of office.

*Edwynna Graham*  
Signature of officer administering oath

Edwynna Graham  
Printed name of officer administering oath

Office Manager  
Title of officer administering oath

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CivilCorp, LLC	Fulshear, TX United States	X	

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**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