

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

THIRD AMENDMENT TO PROJECT MANAGEMENT AGREEMENT

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 Klotz Associates, Inc., (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Project Management Agreement on September 2, 2014, (hereinafter "Agreement") for certain management and administrative support services for the 2013 Mobility Bond Project pursuant to SOQ 14-025; as amended by documents dated May 26, 2015, (hereinafter "Amendment") and August 9, 2016 (hereinafter the "Second Amendment"); and

WHEREAS, the parties desire to further amend the Agreement to include additional project management services.

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

1. Services to be rendered under the Agreement shall be amended to add additional project management services, as described in the Proposal for Third Supplemental Services on the 2013 Fort Bend County Bond Projects dated July 24, 2017, attached hereto as Exhibit A, and incorporated herein for purposes.
2. County shall pay Contractor an additional two hundred fifty thousand dollars and no/100 (\$250,000.00), on a on a time and material basis, for the additional project management services to be rendered under this Amendment.
3. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed one million two hundred fifty-seven thousand eight hundred seventy-five dollars and no/100 (\$1,257,875.00), allocated as follows:
 - A. \$630,000.00 under the Agreement
 - B. \$82,875.00 under the Amendment;
 - C. \$295,000.00 under the Second Amendment; and
 - D. \$250,000.00 under this Third Amendment.
4. In no case shall the amount paid by County for all Services under the Agreement, the Amendment, the Second Amendment and this Third Amendment exceed the Maximum Compensation without a written agreement signed by the parties.

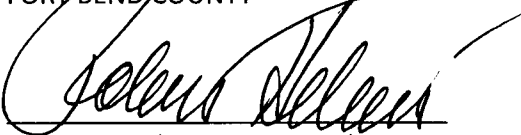
Third Amendment to Project Management Agreement
 2013 Fort Bend County Mobility Bond Projects
 Page 1 of 2

5. The parties hereby to extend the Term of the Agreement to terminate on September 30, 2019, unless terminated otherwise or further extended as provided under the Agreement.

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

FORT BEND COUNTY

KLOTZ ASSOCIATES, INC.


Robert E. Hebert, County Judge

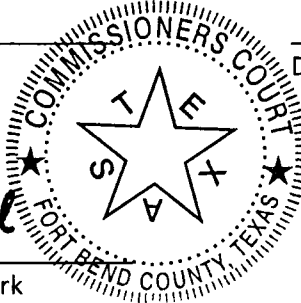

David C. Balmos, Vice President

11-14-17
Date

10/12/2017
Date

ATTEST:


Laura Richard, County Clerk



APPROVED:

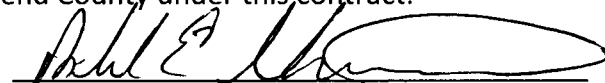

Richard W. Stolleis, P.E., County Engineer

APPROVED AS TO LEGAL FORM:


First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 1,257,875⁰⁰ to accomplish and pay the obligation of Fort Bend County under this contract.


Robert Ed Sturdivant, County Auditor

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EXHIBIT A



Formerly Klotz Associates

1160 Dairy Ashford, Suite 500, Houston, Texas 77079
T 281 589 7257 W rpsgroup.com/usa

July 24, 2017

Mr. Richard Stolleis, PE
Fort Bend County Engineering
301 Jackson Street
Richmond, Texas 77469

Re: Proposal for third supplemental Services on the 2013 Bond Program (PO# 117762, RPS Project Number 006696-0262.016.000)

Dear Mr. Stolleis,

We appreciate the opportunity to work with the County as a Project Manager on the 2013 Mobility Bond Projects. We have worked hard to provide exceptional service and to be responsive to your needs. We have expended the fees allocated to us previously and request that additional fee be added to our contract.

We propose adding \$250,000 to our contract on a time and material basis, to be divided among the several projects. We anticipate that we will match the current average level of effort on the program until the end of 2017, which is approximately \$27,000 per month. After that date we expect a reduced required effort of approximately \$8,000 per month until the end of 2018 as most of the projects will have already gone to construction and our effort is limited during construction.

Thank you for the opportunity to submit this proposal and we look forward to successful projects. Should you have any questions, please call me at 281-589-7257.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Durgin".

Donald Durgin, PE
Mobility Department Manager



Fort Bend County Engineering
FORT BEND COUNTY, TEXAS

Richard W. Stolleis, P.E.
County Engineer

MEMORANDUM

November 7, 2017

TO: Members of the Commissioners Court

RE: Klotz Associates 3rd Amendment – Project Management, 2013 Mobility

The total cost of the Amendment is \$250,000. The funding will be transferred from the following projects:

Project No.	Project Name	Amount
13201	Beechnut Boulevard	\$35,000
13202	Bellaire Boulevard	\$25,000
13203	Chimney Rock	\$40,000
13207	Lake Olympia Parkway Seg. 1	\$35,000
13208	Ludwig Road	\$25,000
13211	Sugarland-Howell Road	\$20,000
13318	Spring Green (Roundabout)	\$25,000
13403	Owens Road	\$20,000
13217x	Lake Olympia Parkway Seg. 2	\$25,000

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:
2017-271338

Date Filed:
10/12/2017

Date Acknowledged:

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

Klotz Associates, Inc. dba RPS
Houston, 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.

14-025
2013 Mobility Project Management

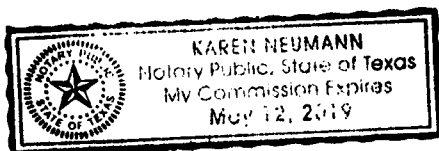
4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

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.



David Balmas

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP/SEAL ABOVE

Sworn to and subscribed before me by the said David Balmas, this the 12th day of October, 2017, to certify which, witness my hand and seal of office.

Karen Neumann
Signature of officer administering oath

Karen Neumann
Printed name of officer administering oath

Project Administrator
Title of officer administering oath

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

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Klotz Associates, Inc. dba RPS
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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:
11/14/2017

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14-025
2013 Mobility Project Management

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

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