

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**AMENDMENT TO STANDARD UTILITY AGREEMENT
 (SOUTHCROSS GULF COAST TRANSMISSION, LTD)**

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 Southcross Gulf Coast Transmission, LTD (hereinafter "Owner"), acting by and through its duly authorized representative.

WHEREAS, the parties executed and accepted that certain Standard Utility Agreement on September 6, 2016, (hereinafter "Agreement"); and

WHEREAS, the parties desire to amend the Agreement to reflect the updated cost estimate and increase the amount to be paid by the County based on such updated costs.

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

1. County shall pay the Owner an additional one hundred fifty-four thousand ten dollars and no/100 (\$154,010.00) for the increase in estimated costs for the work to be performed under the Agreement, as reflected in the updated cost estimate attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The maximum amount payable to the Owner for reasonable and necessary eligible costs incurred in the adjustment or relocation of Owner's facilities under the terms of the Agreement is hereby increased to an amount not to exceed seven hundred fourteen thousand six hundred seventy-two dollars and no/100 (\$714,672.00), authorized as follows:
 \$560.662.00 under the Agreement; and
 \$154,010.00 under this Amendment reflecting the updated estimate.
3. In no case shall the amount paid by County under the Agreement and this Amendment exceed the maximum amount payable as stated in the preceding Section 2 without further written amendment of the Agreement executed by the parties.

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

Amendment to Standard Utility Agreement
 2013 Mobility – Spring Green Boulevard and Katy Flewellen Road – Nos. 13316 & 13318
 (Southcross Gulf Coast Transmission, Ltd.)

Page 1 of 2

FORT BEND COUNTY

SOUTHCROSS GULF COAST TRANSMISSION, LTD

Grady Prestage

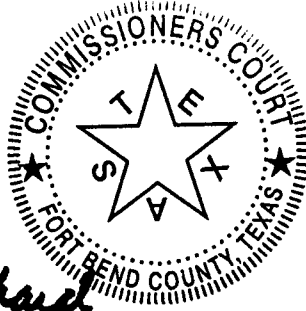
Joel D. Money
Authorized Signature

Grady Prestage, Commissioner, Precinct 2
Presiding Officer, Commissioners Court, November 28, 2017

11-28-17
Date

Joel D. Money
Authorized Name

ATTEST: ,



Se. V. Pres
Title

Laura Richard
Laura Richard, County Clerk

11/17/17
Date

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 \$ 714,672.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert Ed Sturdivant
Robert Ed Sturdivant, County Auditor

I:\Marcus\Agreements\Engineering\Road Construction\Spring Green Blvd\Utility Relocation\Amend 1 - Std Util Agmt Southcross v2.docx 11/9/2017

Amendment to Standard Utility Agreement
2013 Mobility – Spring Green Boulevard and Katy Flewellen Road – Nos. 13316 & 13318
(Southcross Gulf Coast Transmission, Ltd.)

EXHIBIT A

| Line Item | Item Description | Unit of Measure | Quantity | Unit Cost | Total Cost | Comments/Assumptions |
|--------------------------------|---------------------------------------------------------------------------------------------|-----------------|----------|-----------|-------------------|---------------------------------------|
| Tangible Purchases | | | | | | |
| 1 | Line Pipe - 14" OD, 0.375 wt, API5L X-52, PSL-2, ERW, PEB, DRL, 14/16 mils FBE | ft | 1,000 | \$37 | \$36,730 | Line pipe pricing |
| 2 | Bore Pipe - 14" OD, 0.375 wt, API5L X-52, PSL-2, ERW, PEB, DRL, 14/16 mils FBE, 30 mils ARO | ft | 600 | \$47 | \$28,014 | Bore pipe pricing |
| 3 | Pipe recoating due to project delay | ea | 60 | \$250 | \$15,000 | Beveled edges and coating need repair |
| 4 | Segmentable Fittings - 14" OD, 0.375 wt, Y-52, 14/16 mils FBE | unit | 3 | \$5,413 | \$16,238 | 3R - 30's, 45's, and 90's |
| 5 | Signs | unit | 2 | \$50 | \$100 | Pipeline markers |
| 6 | Contingency for tangible items (10%) | % | 10% | | \$9,608 | |
| 7 | Sales Tax on all tangible items (8.25%) | % | 8.25% | | \$8,719 | |
| Subtotal Tangible Items | | | | | \$ 114,409 | |

| Line Item | Item Description | Unit of Measure | Quantity | Unit Cost | Total Cost | Comments/Assumptions |
|-----------------------------------------------|-----------------------------------------------------------------------------------------|-----------------|----------|-----------|----------------------|------------------------------------------------------|
| Intangibles and Contract Services | | | | | | |
| 8 | Engineering Design | Lump Sum | 1 | \$20,000 | \$20,000 | Bore Design, Welding Specifications, etc. |
| 9 | Contract 14" Pipeline Installation | ft | 1,406 | \$50 | \$70,315 | Installation depth of 5' - 8' |
| 10 | Boring Service - 14" | ft | 500 | \$94 | \$47,000 | Bore at willow fork lateral |
| 11 | Construction Unforeseen Services - 14" (Wireline, Pl, Line Crossing, Misc.) | Lump Sum | 1 | \$20,000 | \$20,000 | Wireline if needed |
| 12 | Allowance for extra depth | Lump Sum | 1 | \$7,500 | \$7,500 | Extra depth towards roundabout ~12' Bell Hole |
| 13 | Allowance for CP test leads | unit | 1 | \$1,000 | \$1,000 | CP Test Lead needed at road crossing |
| 14 | Directional drilling adder (Unforeseen Obstacles) | ft | 500 | \$50 | \$25,000 | Dependent on soil conditions and what is encountered |
| 15 | X-Ray Services | day | 18 | \$1,950 | \$35,100 | X-ray truck mob/demob, 2 man crew, NDE, UT |
| 16 | Removal of old pipeline | ft | 1,250 | \$20 | \$25,000 | Removal of entire replaced route |
| 17 | Grouting the pipeline segment at drainage culvert | Lump Sum | 1 | \$18,700 | \$18,700 | Fill pipeline segment across culvert with grout |
| 18 | Repair of Avalon irrigation and landscaping | Lump Sum | 1 | \$15,000 | \$15,000 | Repair of irrigation lines, trees, and seeding grass |
| 19 | ROW Acquisition | ft | 1 | \$12,000 | \$12,000 | Purchase of temporary workspace |
| 20 | ROW Agents | day | 24 | \$750 | \$18,000 | Agents hours before, during, and after construction |
| 21 | Legal Review of easements, ROW, Etc. | Lump Sum | 1 | \$10,000 | \$10,000 | 3rd party legal review |
| 22 | Frac Tank Mob/Demob Rental | unit | 1 | \$1,300 | \$1,300 | Potential liquid hydrocarbons |
| 23 | Hydrotest | Lump Sum | 1 | \$10,000 | \$10,000 | Includes water, equipment, etc. |
| 24 | Transportation of miscellaneous equipment and materials to Spring Green and Morton Road | Lump Sum | 1 | \$10,000 | \$10,000 | Transport for surplus material and haul away |
| 25 | Surveying | Lump Sum | 1 | \$33,750 | \$33,750 | Preliminary, Staking, and Final As-Builts |
| 26 | Install surface markers | unit | 2 | \$50 | \$100 | Pipeline markers |
| 27 | Business Interruption Cost | unit | 1 | \$49,492 | \$49,492 | Assumed at a 2 day outage |
| 28 | Pipeline Inspectors | Lump Sum | 1 | \$94,610 | \$94,610 | 3rd party inspection to oversee construction |
| 29 | Contingency for unknown items (15%) | % | 15% | | \$79,580 | |
| Subtotal Intangible Items | | | | | \$ 579,447 | |
| Total of Tangible and Intangible Items | | | | | \$ 693,856.10 | |
| Indirect Cost - (3%) | | | | | \$ 20,815.68 | |
| Total AFE | | | | | \$ 714,672 | |

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.
Southcross Gulf Coast Transmission Ltd.
Dallas, TX United States

Certificate Number:
2017-284987

Date Filed:
11/16/2017

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

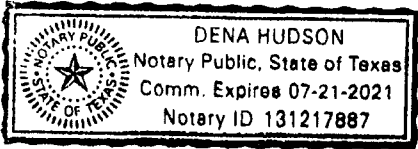
Date Acknowledged:

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.
13318 and 13316
13318 Spring Green and 13316 Katy Flewellen Pipeline Relocation - Amendment to Standard Utility Agreement

| 4 Name of Interested Party | City, State, Country (place of business) | Nature of interest (check applicable) | |
|----------------------------|------------------------------------------|---------------------------------------|--------------|
| | | Controlling | Intermediary |
| Southcross Energy LP LLC | Dallas, TX United States | X | |
| Southcross Energy GP LLC | Dallas, TX United States | X | |
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| | | | |

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.



Joel D. Moxley
Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said JOEL MOXLEY, this the 17th day of Nov., 2017, to certify which, witness my hand and seal of office.

Dena Hudson Signature of officer administering oath
DENA HUDSON Printed name of officer administering oath
NOTARY PUBLIC Title of officer administering oath

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Fort Bend County

Date Acknowledged:
11/28/2017

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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