

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**SECOND AMENDMENT TO AGREEMENT FOR
 PROFESSIONAL ENGINEERING SERVICES**

THIS SECOND 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 Zarinkelk Engineering Services, 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 24, 2015, (hereinafter "Agreement") pursuant to SOQ 14-025, as amended by document dated August 2, 2016 (hereinafter "Amendment"); and

WHEREAS, the parties desire to further amend the Agreement for additional services to be provided and increase the total Maximum Compensation for the completion of such additional services.

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

1. County shall pay Contractor an additional five thousand six hundred eighty-two dollars and 50/100 (\$5,682.50) to perform the additional professional surveying and mapping services as described in Contractor's proposal dated November 2, 2018 attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed seven hundred fifty-six thousand four hundred thirty-two dollars and 50/100 (\$756,432.50), authorized as follows:
 - \$740,000.00 under the Agreement;
 - \$10,750.00 under the Amendment; and
 - \$5,682.50 under this Second Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and any subsequent amendment exceed the Maximum Compensation without an agreement executed by the parties.
4. The parties hereby agree that all terms and conditions of the Agreement have remained in effect to date and the Time of Performance under the Agreement shall hereby be extended to end no later than December 31, 2020.

Second Amendment to Agreement for Professional Engineering Services
 2013 Mobility Bond Project No. 13203
 Page 1 of 3

5. **Certain State Law Requirements for Contracts**

- A. Agreement to Not Boycott Israel Chapter 2270 Texas Government Code: By signature below, Contractor verifies Contractor does not boycott Israel and will not boycott Israel during the term of this Agreement.
- B. Texas Government Code Section 2251.152 Acknowledgment: By signature below, Contractor represents pursuant to Section 2252.152 of the Texas Government Code, that Contractor is not listed on the website of the Comptroller of the State of Texas concerning the listing of companies that are identified under Section 806.051, Section 807.051 or Section 2253.153.

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

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK.]

FORT BEND COUNTY

[Signature]
Robert E. Hebert, County Judge

ZARINKELK ENGINEERING SERVICES, INC

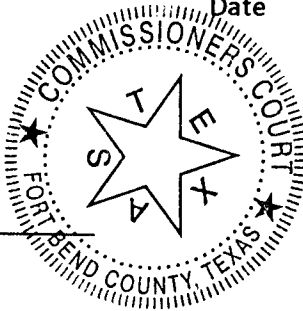
[Signature]
Giti Zarinkelk, P.E., President

12-18-2018
Date

11/7/2018
Date

ATTEST:

[Signature]
Laura Richard, County Clerk



APPROVED:

[Signature]
Richard W. Stolleis, P.E., County Engineer

APPROVED AS TO LEGAL FORM:

[Signature]
Marcus D. Spencer, First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 756,432.50 to accomplish and pay the obligation of Fort Bend County under this contract.

[Signature]
Robert Ed Sturdivant, County Auditor

I:\Marcus\Agreements\Engineering\Road Construction\Chimney Rock\Amend 2 - Chimney Rock.ZESI.docx.11/5/2018

EXHIBIT A



617 Caroline Street
Houston, Texas 77002
Phone 832-242-2426
Fax 832-242-2445

November 2, 2018

Richard Stolleis, P.E.
County Engineer
301 Jackson St., 4th Floor
Richmond, TX 77469

Attn: Don Durgin, P.E., Program Manager

Project: Chimney Rock - Project 13203

RE: Project 13203 Chimney Rock Road; Amendment No. 2

Dear Mr. Stolleis:

It is our understanding that the property owner of Parcel 13 and 14 wish to revise the parcel boundaries and include the roadside ditches within their property and outside of the road right-of-way. The mitigation detention within the ditches will be maintained by the property owner. This proposal is only to provide the survey necessary to revise the meets and bounds descriptions for the new parcels. Updated title searches are not included. Following describes the scope of services:

Provide additional surveying and mapping as required to produce the following deliverables:

1. Revision to Parcel 13 Metes and Bounds and Plat of Survey
2. Revisions to Parcel 14 Metes and Bounds and Plat of Survey
3. Creation of Easement Parcel 13 Metes and Bounds and Plat of Survey
4. Creation of Easement Parcel 14 Metes and Bounds and Plat of Survey

The proposed easement tracts, being split by the proposed right-of-way, would be described using a single metes and bounds description for each owner, containing Part 1 and Part 2. All angle points, corners, points of curvature and points of tangency will be staked on the ground when right-of-entry is obtained.

Our proposed fee including sub consultant fees and management fees for all phases of the project is \$5,682.50.

Richard Stolleis, P.E.
November 2, 2018, Page 2

Please call me at 832-242-2426 if you have any questions. We look forward to working with RPS Group and Fort Bend County on this project.

Sincerely,

A handwritten signature in cursive script that reads "Giti Zarinkelk". The signature is written in dark ink and is positioned above the printed name.

Giti Zarinkelk, P.E.

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.
 Zarinkelk Engineering Services, Inc.
 Houston, TX United States

Certificate Number:
 2018-431242

Date Filed:
 12/06/2018

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:
 12/18/2018

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.
 13203, 14-025
 Engineering Services

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 UNSWORN DECLARATION

My name is _____, and my date of birth is _____.

My address is _____, _____, _____, _____, _____.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in _____ County, State of _____, on the _____ day of _____, 20____.
(month) (year)

 Signature of authorized agent of contracting business entity
 (Declarant)