

STATE OF TEXAS                   §  
   §  
 COUNTY OF FORT BEND         §

**SECOND AMENDMENT TO AGREEMENT FOR  
 CONSULTING SERVICES FOR DRAINAGE ASSISTANCE REVIEW ASSISTANCE  
 BETWEEN FORT BEND COUNTY DRAINAGE DISTRICT AND FREESE AND NICHOLS, INC.**

**THIS SECOND AMENDMENT**, is made and entered into by and between Fort Bend County Drainage District, (hereinafter "Drainage District"), a body corporate and politic under the laws of the State of Texas, and Freese and Nichols, Inc. (hereinafter "Consultant"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Consulting Services for Drainage Review Assistance on September 25, 2018, (hereinafter "Agreement"), as amended by document executed on April 2, 2019, (hereinafter "Amendment"); and

WHEREAS, the parties desire to further amend the Agreement to allow Consultant to provide additional Services under the Agreement.

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

1. Drainage District shall pay Consultant an additional amount not to exceed twenty-five thousand dollars and no/100 (\$25,000.00) to perform the additional Services under the terms of the Agreement.
2. The Maximum Compensation payable to Consultant for all Services rendered is hereby increased to an amount not to exceed one hundred fifteen thousand dollars and no/100 (\$115,000.00), authorized as follows:
  - \$50,000.00 under the Agreement;
  - \$40,000.00 under the Amendment; and
  - \$25,000.00 under this Second Amendment.
3. In no case shall the amount paid by Drainage District for all Services under the Agreement, the Amendment, and this Second Amendment exceed the Maximum Compensation without an agreement executed by the parties.

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

IN WITNESS WHEREOF, the parties hereto have signed or have caused their respective names to be signed to multiple counterparts to be effective on the date signed by the final party.

FORT BEND COUNTY DRAINAGE DISTRICT

FREESE AND NICHOLS, INC

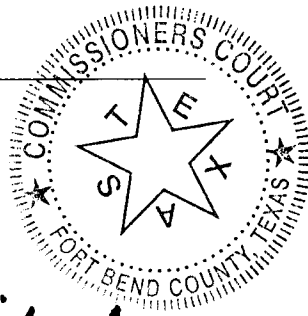
  
KP George, County Judge

  
Authorized Representative – Signature

6.25.2019  
Date

Hector E Olmos  
Authorized Representative – Name

ATTEST:



Vice President  
Title

  
Laura Richard, County Clerk

06/10/2019  
Date

APPROVED:

  
Mark Vogler, P.E., Chief Engineer

APPROVED AS TO LEGAL FORM:

  
Marcus D. Spencer, First Assistant County Attorney

#### AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$115,000.<sup>00</sup> to accomplish and pay the obligation of the Fort Bend County Drainage District under this contract.

  
Robert Ed Sturdivant, County Auditor

# 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.**

Freese and Nichols, Inc.  
 Fort Worth, TX United States

**Certificate Number:**  
 2019-500236

**Date Filed:**  
 06/04/2019

**Date Acknowledged:**  
 06/25/2019

**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 Drainage District

**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.**

Drainage Review FY 2019  
 Consulting Services for assistance in review of drainage report submittals

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Pence, Robert	Fort Worth, TX United States	X	
	Cole, Scott	Fort Worth, TX United States	X	
	Coltharp, Brian	Fort Worth, TX United States	X	
	Gooch, Tom	Fort Worth, TX United States	X	
	Johnson, Kevin	Dallas, TX United States	X	
	Milrany, Cindy	Fort Worth, TX United States	X	
	Nichols, Mike	Fort Worth, TX United States	X	
	Taylor, Jeff	Houston, TX United States	X	
	Wolffhope, John	Austin, TX United States	X	

**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)