

STATE OF TEXAS                   §  
   §  
 COUNTY OF FORT BEND         §

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

**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 Huitt-Zollars, 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 October 13, 2015, (hereinafter "Agreement"), as amended by document executed on June 7, 2016, (hereinafter the "Amendment"), and as amended by document executed on April 24, 2018, (hereinafter the "Second Amendment"); and

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

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


1. County shall pay Contractor an additional twenty-five thousand dollars and no/100 (\$25,000.00) for the additional scope for Construction phase services, as described in the proposal dated July 9, 2019 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 eight hundred sixty thousand one hundred eighty-six dollars and 40/100 (\$860,186.40), authorized as follows:
  - \$650,576.40 under the Agreement;
  - \$51,550.00 under the Amendment; and
  - \$133,060.00 under this Second Amendment; and
  - \$25,000.00 under this Third Amendment.
3. 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 an agreement executed by the parties.
4. The County and Contractor hereby agree that the terms and conditions of the Agreement remain in effect and the Time of Performance under the Agreement shall hereby be extended to end no later than December 31, 2020.

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

FORT BEND COUNTY

HUITT-ZOLLARS, INC.

  
KP George, County Judge

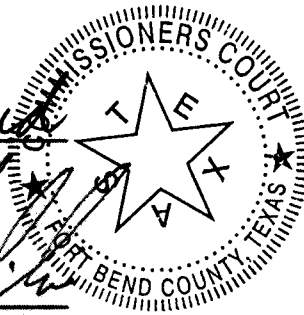
  
Gregory R. Wine, P.E., LEED AP  
Senior Vice-President

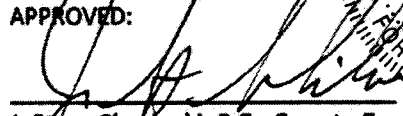
August 27, 2019  
Date

8/13/2019  
Date

ATTEST:

  
Laura Richard, County Clerk




APPROVED:  
  
J. Stacy Slawinski, P.E., County Engineer

APPROVED AS TO LEGAL FORM:

Huma N. Ahmed  
Huma N. Ahmed, Assistant County Attorney

**AUDITOR'S CERTIFICATE**

I hereby certify that funds are available in the amount of \$ 860,186.<sup>40</sup> to accomplish and pay the obligation of Fort Bend County under this contract.

  
Robert Ed Sturdivant, County Auditor

I:\AGREEMENTS\2019 Agreements\Engineering\Road Construction\Old Needville-Fairchild Road\13109\Amend 3 - Old Needville-Fairchild.HZ.docx 8/7/2019

# EXHIBIT A

July 9, 2019

Robert W. Barnett, P.E.  
C/O Fort Bend County Engineering  
Vice President  
LJA Engineering, Inc.  
2929 Briarpark Drive Suite 600  
Houston, Texas 77042-3703

Reference: Old Needville Fairchild Road  
Fort Bend County 2013 Mobility Bond Program

Subject: Proposal –Increase in fee for Bid & Construction phase services

Dear Mr. Barnett,

Huitt-Zollars, Inc. (Huitt-Zollars) appreciates the opportunity to provide our proposal for professional services to the Fort Bend County for the Old Needville Fairchild Road project. We request an additional fee of \$25,000.00 to assist the county with the construction phase services as detailed per the original scope. Enclosed are Huitt-Zollars, Inc.'s proposed budget, manpower and direct expense breakdown and for the increase in construction phase services for the above referenced project based on the recent changes made by the client to the bid documents.

Phase 3 – Bid & Construction (hourly)	\$ 25,000.00
<b>Total Basic Services Fee</b>	<b>\$ 25,000.00</b>

**COMPENSATION:**

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**Fee Budget** - Our estimated fee budget for the Basic Services is as \$25,000.00. This amount shall not be exceeded without written authorization.

**Invoicing** - Invoices will be submitted monthly.

**SCHEDULE:**

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To be followed per the original contract

**AUTHORIZATION:**

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Should this proposal meet with your approval, please return a notice to proceed and we will schedule the services. If you have any questions, please call

Very Respectfully,  
**Huitt-Zollars, Inc.**



Chaitanya Kasturi, P.E., PMP, ENV SP  
Vice President



Daniel Menendez, P.E., PWLF  
Vice President

**HUITT-ZOLIARS**  
**PROJECT BUDGET WORKSHEET - Houston 2019**

**Client:** Fort Bend County  
**Project Name:** Old Needville Fairchild Rd  
**Contract No.:**  
**Project No.:** R302440.01

**Date:** 7/9/2019  
**Project Number:** R302440.01  
**Project Template:**  
**Labor Code Schedule:** HO19

<b>HZ LABOR BUDGET</b>			Phase Number	7	RMB Reimbursable Expenses		
			Phase Description	Bid & Construction			
			Task Number				
			Task Description				
			Phase/Task Manager	Gampa			
			Lump Sum or Hourly	Hourly			
Labor Code	Labor Classification	Hourly Rate	Column Total	Column Total	Column Total	TOTAL HOURS	TOTAL BUDGET
			\$ 25,000.00	\$ -	\$ -		
PIC	Principal-In-Charge	\$ 250.00				0	\$ -
DPX	Design Principal	\$ 230.00				0	\$ -
SPM	Sr. Project Manager	\$ 225.00	24			24	\$ 5,400.00
PMX	Project Manager	\$ 200.00				0	\$ -
QAM	QA Manager	\$ 230.00				0	\$ -
SCE	Sr. Civil Engineer	\$ 190.00	48			48	\$ 9,120.00
CEX	Civil Engineer	\$ 185.00				0	\$ -
EIT	Engineer Intern	\$ 130.00	72			72	\$ 9,360.00
SCT	Sr. CADD Technician	\$ 135.00				0	\$ -
CTX	CADD Technician	\$ 95.00				0	\$ -
PRS	Sr. Project Representative	\$ 130.00				0	\$ -
RPR	Resident Project Representative	\$ 100.00				0	\$ -
PSS	Senior Project Support	\$ 95.00				0	\$ -
PRO	Project Support	\$ 75.00	14			14	\$ 1,050.00
Total Manhours per Phase/Task			158	0		158	
<b>HZ Labor per Phase/Task</b>			\$ 24,930.00	\$ -		<b>HZ Labor</b>	\$ 24,930.00
<b>Direct Expenses (Distribute among Phases/Tasks as applicable)</b>			\$ 70.00	\$ -		<b>Direct Expenses</b>	\$ 70.00
<b>Direct Consultants (Distribute among Phases/Tasks as applicable)</b>			\$ -	\$ -		<b>Direct Consultants</b>	\$ -
<b>RMB Expenses</b>					\$ -	<b>RMB Expenses</b>	\$ -
<b>RMB Consultants (Distribute among Phases/Tasks as applicable)</b>						<b>RMB Consultants</b>	\$ -
<b>Total Fee per Phase/Task</b>			\$ 25,000.00	\$ -	\$ -	<b>CONTRACT SUM</b>	\$ 25,000.00

# 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.**

Huitt-Zollars, Inc.  
 Dallas, TX United States

**Certificate Number:**  
 2019-528536

**Date Filed:**  
 08/13/2019

**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

**Date Acknowledged:**  
 08/27/2019

**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.**

FBC 13109  
 Increase in basic service fee to assist county with construction phase services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Huitt, Larry	Dallas, TX United States	X	
	McDermott, Robert	Dallas, TX United States	X	
	Wall, Cliff	Dallas, TX United States	X	
	Hudson, Chris	Dallas, TX United States	X	
	Sosebee, John Anthony	Dallas, 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)