

**Modification/Change Order No.3**

PO# 189195

Fort Bend County, Texas

EWP – Cane Island Branch of Buffalo Bayou Channel Bank Stabilization Phase IV

Fort Bend County, Texas

July 13, 2020

<b>CHANGE ORDER/MODIFICATION NO. 3</b>		Effective Date:	Page 1 of 2
Contract: P.O.# 189195 Bid 20-078	Dated: 5/20/2020	Project: EWP – Willowfork of Buffalo Bayou Channel Bank Stabilization Phase IV	
Issued By (Contracting Local Organization): Fort Bend County		Issued To (Contractor): Shirley & Sons Construction Company Inc.	
TYPE OF MODIFICATION <i>(check appropriate box below)</i>			
<input checked="" type="checkbox"/> CHANGE ORDER: Issued pursuant to Article 14.4 the changes set forth below are made by this modification.			
Contract Price	\$ 6,594,479.68	PERFORMANCE TIME: 0 calendar days	
Net Increase in Contract Price:	\$ 47,144.00		
REVISED Contract Price:	\$ 6,641,623.68		
ATTACHMENTS <i>(If none, so state.):</i>			
This modification is hereby made a part of the contract. Except as provided herein, all terms and conditions of the original contract (as revised) remain unchanged and in full force and effect.			
<b>CONTRACTOR'S RELEASE OF CLAIMS</b>			
In consideration of the modification agreed to herein as complete equitable adjustment for the Contractors proposal, dated 9-15-20, the Contractor hereby releases Fort Bend County from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances concerning the added work for the above added work, including all impacts to the work, overhead and profit.			
Recommended By:(print or type name/title of signer)			
Thomas P. Beach, PE M&E Consultants <i>Thomas P. Beach</i>			
<b>Important Note:</b> Contractor IS required to sign this document and return two (2) copies to the issuing office.			
CONTRACTOR (print or type name/title of signer)		Sponsors/Contracting Local Organization	
<i>Frank Shirley II President</i>		Adam Wright Fort Bend County Drainage District	
SIGNATURE (person authorized to sign)	DATE	SIGNATURE (Project Manager)	DATE
<i>[Signature]</i>	9-17-20	<i>Adam Wright</i>	
Signature (County Judge)			Date
<i>[Signature]</i> County Judge KP George			10/8/2020

Modification/Change Order No.3  
PO# 189195  
Solicitation # 20-078  
Fort Bend County, Texas  
EWP - Cane Island Branch of Buffalo Bayou Channel Bank Stabilization Phase 4  
Fort Bend County, Texas  
Sept. 17, 2020

**DESCRIPTION OF MODIFICATION/CHANGE ORDER**

Pursuant to General Condition, Article 14.4, the contract shall be modified as following.

Due to ingress and egress route changes the Contractor shall use tandem trucks to haul sand and gravel as needed to furnish the required material to accomplish the specified work.

Compensation shall be in accordance with the applicable added items below. Contractor Quality Control, and Traffic Control shall be accomplished in accordance with contract terms for the change.

Changes to the Bid Schedule:

<u>Add Item No.</u>	<u>Work or Material</u>	<u>Spec.</u>	<u>Quantity</u>	<u>Units</u>	<u>Unit Price</u>	<u>Amount</u>
23	Tandem Truck Hauling	9	1	LS	\$XXXX	\$47,144.00

Contract price increase - \$47,144.00  
Contract Performance time change – none

**CONTRACTOR'S STATEMENT OF RELEASE**

In consideration of the modification agreed to herein as complete equitable adjustment for the Contractors proposal, dated 9-15-2020, the Contractor hereby releases Fort Bend County from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances concerning the added work for the above added work, including all impacts to the work, overhead and profit.

# 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.**  
 shirley & sons construction co.,inc.  
 CLEVELAND, TX United States

**Certificate Number:**  
 2020-668823

**Date Filed:**  
 09/17/2020

**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:**  
 10/06/2020

**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.**  
 20-078  
 Mod 3 EWP Cane Island Branch of buffalo bayou channel bank stabilization phase 4

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)