

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

SEVENTH AMENDMENT TO PROJECT MANAGEMENT AGREEMENT

THIS SEVENTH 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 RPS Infrastructure, Inc., formerly known as Klotz Associates, Inc., (hereinafter “Contractor”), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Project Management Agreement on September 2, 2014, (hereinafter “Agreement”) for certain management and administrative support services for the 2013 Mobility Bond Project pursuant to SOQ 14-025; as amended by documents dated May 26, 2015, (hereinafter “Amendment”), August 9, 2016 (hereinafter the “Second Amendment”), November 14, 2017, (hereinafter the “Third Amendment”), April 24, 2018, (hereinafter the “Fourth Amendment”), December 11, 2018, (hereinafter “Fifth Amendment”), and March 27, 2020, (hereinafter the “Sixth Amendment”); and

WHEREAS, the parties desire to further amend the Agreement to include additional project management services.

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

1. Services to be rendered under the Agreement shall be amended to add additional project management services, as described in the Proposal for Seventh Supplemental Services on the 2013 Fort Bend County Bond Projects dated July 31, 2020, attached hereto as Exhibit A, and incorporated herein for all purposes.
2. County shall pay Contractor an additional ninety thousand dollars and no/100 (\$90,000.00), on a time and material basis, for the additional project management services to be rendered under this Seventh Amendment.
3. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed one million seven hundred ninety-seven thousand eight hundred seventy-five dollars and no/100 (\$1,797,875.00), allocated as follows:
 - A. \$630,000.00 under the Agreement
 - B. \$82,875.00 under the Amendment;
 - C. \$295,000.00 under the Second Amendment;
 - D. \$250,000.00 under the Third Amendment;

Seventh Amendment to Project Management Agreement
 2013 Fort Bend County Mobility Bond Projects

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- E. \$150,000.00 under the Fourth Amendment;
 - F. \$200,000.00 under the Fifth Amendment;
 - G. \$100,000.00 under the Sixth Amendment; and
 - H. \$90,000.00 under this Seventh Amendment.
4. In no case shall the amount paid by County for all Services under the Agreement, any previous amendments and this Seventh Amendment exceed the Maximum Compensation without a written agreement signed by the parties.
5. BY ACCEPTANCE OF AGREEMENT, CONTRACTOR ACKNOWLEDGES THAT THE COUNTY IS OPPOSED TO HUMAN TRAFFICKING AND THAT NO COUNTY FUNDS WILL BE USED IN SUPPORT OF SERVICES OR ACTIVITIES THAT VIOLATE HUMAN TRAFFICKING LAWS.

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.]

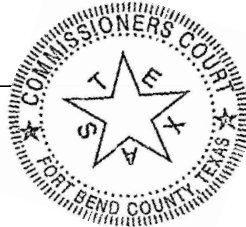
FORT BEND COUNTY

KP George
County Judge KP George

KP George, County Judge

10-6-2020

Date



ATTEST:

Laura Richard

Laura Richard, County Clerk

APPROVED:

J. Stacy Slawinski

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

APPROVED AS TO LEGAL FORM:

Marcus D. Spencer

First Assistant County Attorney

RPS INFRASTRUCTURE, INC,
Formerly known as Klotz Associates, Inc.

DocuSigned by:
Lynn Pipkin

Authorized Agent – Signature

Lynn Pipkin, PE
Authorized Agent – Printed Name

Office Leader - Transport
Title

9/15/2020

Date

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 1,797,875.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert E. Sturdivant

Robert Ed Sturdivant, County Auditor

EXHIBIT A



Our ref: 006696

575 N. Dairy Ashford
Suite 700
Houston, Texas 77079
T +1 281 589 7257

Date: July 31, 2020

Mr. Stacy Slawinski, PE
Fort Bend County Engineering
301 Jackson Street
Richmond, Texas 77469

Attention: Ike Akinwande, PE

Re: Proposal for 7th supplemental services on the 2013 Mobility Bond Program (PO #117762)

Dear Mr. Akinwande,

We appreciate the opportunity to work with the County as a Project Manager on the 2013 Mobility Bond Program. We have worked hard to provide exceptional service and to be responsive to your needs. We have nearly expended the fees allocated to us previously and request that additional fee be added to our contract.

We propose adding **\$90,000** to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort:

- **Utility Coordination & Relocation/ Encroachment Agreements (All Projects) \$35,000**
 - Project Manager 175 hrs x \$200 = \$30,000
- **13207 Lake Olympia Segment 1 \$10,000**
 - Project Manager 40 hrs x \$200 = \$8,000
 - Associate Engineer 16 hrs x \$125 = \$7,000
- **13205a Parker Lane Lift Station \$30,000**
 - Department Manager 15 hrs x \$280 = \$4,200
 - Project Manager 75 hrs x \$200 = \$15,000
 - Senior Project Engineer 45 hrs x \$180 = \$8,100
 - Associate Engineer 21.6 hrs x \$125 = \$2,700
- **13218x Sugar Land Howell Trail \$15,000**
 - Project Manager 40 hrs x \$200 = \$8,000
 - Associate Engineer 56 hrs x \$125 = \$7,000

Our ref: 007677

RPS appreciates the opportunity to prepare this proposal for Fort Bend County Engineering and trusts that it meets with your approval. If you have any questions concerning this proposal, please feel free to contact me directly. RPS looks forward to successful projects.

Yours sincerely,
for RPS Group, Inc.



Gabriel Odreman, PE
Associate Project Manager – Transport
Gabriel.Odreman@rpsgroup.com

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

Certificate Number:
2020-667312

Date Filed:
09/14/2020

Date Acknowledged:
10/06/2020

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.
RPS Infrastructure, Inc. dba RPS
Houston, TX United States

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 Engineering

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.
PO #117762
7th Supplemental Services on the 2013 Mobility Bond Program

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)