

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**SECOND AMENDMENT TO AGREEMENT FOR
 CONSULTING SERVICES FOR DRAINAGE 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 "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 or about December 1, 2020, (hereinafter "Agreement"), as amended by document executed on April 27, 2021, (hereinafter "Amendment"); and

WHEREAS, the parties desire to further amend the Agreement to increase the Maximum Compensation payable to the Consultant under the Agreement.

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

1. County shall pay Consultant an additional amount not to exceed twenty thousand dollars and no/100 (\$20,000.00) for additional fees to perform additional Services.
2. The Maximum Compensation payable to Consultant for all Services rendered is hereby increased to an amount not to exceed one hundred sixty thousand dollars and no/100 (\$160,000.00), authorized as follows:
 - \$90,000.00 under the Agreement;
 - \$50,000.00 under the Amendment; and
 - \$20,000.00 under this Second Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and any subsequently executed amendment exceed the Maximum Compensation without an agreement executed by the parties.
4. BY ACCEPTANCE OF AGREEMENT, CONSULTANT 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 any subsequently executed 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
County Judge KP George

Authorized Agent – Signature

7.27.2021

Date



Hector Olmos

Authorized Agent – Printed Name

Vice President

ATTEST:

Title

07/20/2021

Laura Richard, County Clerk

Date

APPROVED:

Mark Vogler, P.E., Chief Engineer

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 160,000.00 to accomplish and pay the obligation of Fort Bend County 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**

Certificate Number:
2021-781225

Date Filed:
07/21/2021

Date Acknowledged:
07/27/2021

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Freese & Nichols, Inc.
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 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.

20603
Consulting Services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Payne, Jeff	Fort Worth, TX United States	X	
	Reedy, Mike	Houston, TX United States	X	
	Wolfhope, John	Austin, TX United States	X	
	Greer, Alan	Fort Worth, TX United States	X	
	Cole, Scott	Fort Worth, TX United States	X	
	Archer, Charles	Raleigh, NC United States	X	
	Johnson, Kevin	Dallas, TX United States	X	
	Coltharp, Brian	Fort Worth, TX United States	X	
	Pence, Bob	Fort Worth, 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)