

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 RPS, (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 April 23, 2019, (hereinafter “Agreement”) pursuant to SOQ 14-025, as amended by documents executed on May 5, 2020, (hereinafter “Amendment”) and on September 22, 2020, (hereinafter “Second Amendment”); and

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

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

1. County shall pay Contractor an additional one hundred two thousand six hundred fifty dollars and 00/100 (\$102,650.00), for additional on-call construction phase and project management services as described in Contractor’s proposal dated December 17, 2020, 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 four hundred seventy-two thousand fifty dollars and no/100 (\$472,050.00), authorized as follows:
  - \$200,000.00 under the Agreement;
  - \$100,000.00 under the Amendment;
  - \$69,400.00 under the Second Amendment; and
  - \$102,650.00 under this Third Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and this Amendment exceed the Maximum Compensation without written agreement executed by both parties.
4. BY ACCEPTANCE OF AGREEMENT, CONTRACTOR ACKNOWLEDGES THAT THE COUNTY IS OPPOSED TO HUMAN TRAFFICKING AND THAT

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Third Amendment to Agreement for Professional Engineering Services

2007 Mobility Bond Program – Project No. 746

Page 1 of 2

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 shall remain unchanged.

FORT BEND COUNTY

  
County Judge KP George

\_\_\_\_\_  
KP George, County Judge

2-2-2021

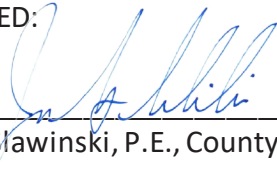
\_\_\_\_\_  
Date

ATTEST:




\_\_\_\_\_  
Laura Richard, County Clerk

APPROVED:



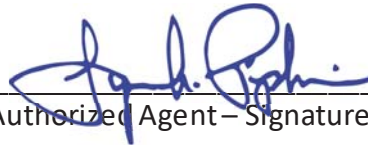
\_\_\_\_\_  
J. Stacy Slawinski, P.E., County Engineer

APPROVED AS TO LEGAL FORM:

  
Digitally signed by Spencer, Marcus  
DN: dc=us, dc=tx, dc=fort-bend, dc=co, dc=fortbend,  
ou=fortbend, ou=Departments, ou=County Attorney,  
o=Users, cn=Spencer, Marcus  
Date: 2021.02.03 08:46:01 -06'00'

\_\_\_\_\_  
Marcus D. Spencer, First Assistant County Attorney

RPS



\_\_\_\_\_  
Authorized Agent – Signature

Lynn Pipkin, PE

\_\_\_\_\_  
Authorized Agent – Printed Name

Office Leader - Transport

\_\_\_\_\_  
Title

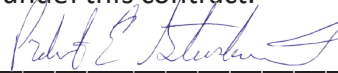
1/22/2021

\_\_\_\_\_  
Date



### AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 472,050.00 to accomplish and pay the obligation of Fort Bend County under this contract.



\_\_\_\_\_  
Robert Ed Sturdivant, County Auditor

# EXHIBIT A

**Our ref: 007846**

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

Date: December 17, 2020

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

Attention: Ike Akinwande, PE

**Re: Proposal for third supplemental service on the On-Call Construction Phase Services for Trammel Fresno (#746) (PO #177298)**

Dear Mr. Akinwande,

We appreciate the opportunity to work with the County as a Project Manager on the On-Call Construction Phase Services and Project Management for the Trammel Fresno project. We have worked hard to provide exceptional service and to be responsive to your needs. We have expended the fees allocated to us previously and would like to ask for an additional fee be added to our contract.

We propose adding **\$102,650** to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort:

- **Utility Coordination for Right Turn Lane construction** **\$14,700**
  - Project Manager 70 hrs x \$210 = \$14,700
- **Utility Coordination for S Post oak design and construction** **\$14,700**
  - Project Manager 70 hrs x \$210 = \$14,700
- **Coordination Between Agencies for Punch List (TxDOT & FBC)** **\$21,000**
  - Senior Project Manager 70 hrs x \$240 = \$16,800
  - Project Manager 20 hrs x \$210 = \$4,200
- **Right Turn Design Revision on Hurricane/Trammel Fresno (Bid package 1/2)** **\$7,170**
  - Senior Project Manager 3 hrs x \$240 = \$720
  - Project Manager 10 hrs x \$210 = \$2,100
  - Senior Project Engineer 3 hrs x \$180 = \$540
  - Project Engineer 20 hrs x \$150 = \$3,000
  - Associate Engineer (traffic) 3 hrs x \$130 = \$390
  - Senior Designer (CAD Technician) 3 hrs x \$140 = \$420
- **Design for a permanent condition on S Post oak Blvd (Bid package 2/2)** **\$29,030**
  - Senior Project Manager 7 hrs x \$240 = \$1,680
  - Project Manager 70 hrs x \$210 = \$14,700
  - Senior Project Engineer 7 hrs x \$180 = \$1,260
  - Project Engineer 33 hrs x \$150 = \$4,950

**Our ref: 007846**

- Associate Engineer (traffic) 42 hrs x \$130 = \$5,460
- Senior Designer (CAD Technician) 7 hrs x \$140 = \$980
  
- **Construction Phase Services for RTL and S Post Oak packages (3%) \$7,050**
  - Senior Project Manager 5 hrs x \$240 = \$1200
  - Project Manager 10 hrs x \$210 = \$2100
  - Project Engineer 25 hrs x \$150 = \$3750
  
- **Survey for new parcel at S Post oak Blvd (MBCO) \$9,000**

RPS appreciates the opportunity to prepare this proposal for Fort Bend County Engineering and hopes 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 a successful project delivery.

Yours sincerely,  
for RPS Group, Inc.



Gabriel Odreman, PE, PMP  
Associate Project Manager – Roadway  
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:**  
2021-708148

**Date Filed:**  
01/20/2021

**Date Acknowledged:**  
02/02/2021

**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

**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.**  
SOQ 14-025  
3rd Amendment Trammel Fresno Mobility Bond Project No. 746 Precincts 1 and 2

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)