

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**FOURTH AMENDMENT TO PROJECT MANAGEMENT AGREEMENT FOR
 THE 2017 FORT BEND COUNTY MOBILITY BOND PROGRAM**

THIS FOURTH 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.**, (hereinafter "Project Manager"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Project Management Agreement for the 2017 Fort Bend County Mobility Bond Program on March 13, 2018, (hereinafter "Agreement"), as amended by documents executed on November 5, 2019, (hereinafter "Amendment"), May 27, 2020, (hereinafter "Second Amendment"), and October 6, 2020, (hereinafter "Third Amendment"); and

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

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

1. County shall pay Project Manager an additional two hundred ninety-three thousand seven hundred fifty dollars and no/100 (\$293,750.00), for the Services as described in Project Manager's Proposal for Supplemental Services dated December 4, 2020, attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Project Manager for Services to be rendered is hereby increased to an amount not to exceed two million ninety-one thousand five hundred dollars and no/100 (\$2,091,500.00), authorized as follows:
 - \$1,000,000.00 under the Agreement
 - \$187,000.00 under the Amendment;
 - \$310,000.00 under the Second Amendment;
 - \$300,750.00; under the Third Amendment; and
 - \$293,750.00 under this Fourth Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and any amendment thereof exceed the Maximum Compensation without written agreement executed by both parties.
4. BY ACCEPTANCE OF AGREEMENT, PROJECT MANAGER 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 County and the Project Manager have caused their respective duly authorized representatives to execute, seal and deliver this Amendment, all as of the date signed by the last party hereto.

FORT BEND COUNTY

KP George

County Judge KP George

KP George, County Judge

RPS INFRASTRUCTURE, INC

Lynn Pipkin

Authorized Agent – Signature

2-2-2021

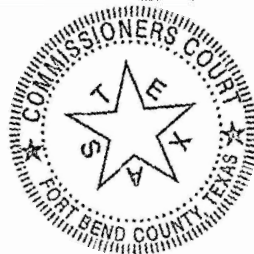
Date

Lynn Pipkin, PE

Authorized Agent – Printed Name

1/22/2021

Date



ATTEST:

Title
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

Marcus D. Spencer, First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 2,091,500.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert Ed Sturdivant

Robert Ed Sturdivant, County Auditor

EXHIBIT A



Our ref: 007677

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

Date: December 04, 2020

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

Attention: Ike Akinwande, PE

**Re: Proposal for supplemental services on the 2017 Mobility Bond Program
(PO #163936)**

Dear Mr. Akinwande,

We appreciate the opportunity to work with the County as a Project Manager on the 2017 Mobility Bond Program. 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 request that additional fee be added to our contract.

We propose adding **\$293,750** to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort to drive projects to bid phase by December 2020:

•	Utility Coordination & Relocation/ Encroachment Agreements (All Projects)		\$140,000
	- Project Manager	500 hrs x \$200 = \$100,000	
	- Senior Project Engineer	166.7 hrs x \$180 = \$30,000	
	- Associate Engineer	80 hrs x \$125 = \$10,000	
•	17201 Lake Olympia Segment 2		\$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	
•	17202 Chimney Rock		\$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	
•	17207 Burney-Old Richmond		\$20,000
	- Department Manager	10 hrs x \$280 = \$2,800	
	- Project Manager	50 hrs x \$200 = \$10,000	
	- Senior Project Engineer	30 hrs x \$180 = \$5,400	
	- Associate Engineer	14.4 hrs x \$125 = \$1,800	

Our ref: 007677

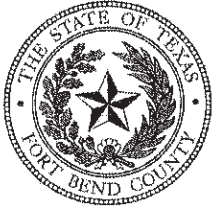
•	17211 Belknap Road		\$30,000
-	Department Manager	15 hrs x \$280 = \$4,200	
-	Project Manager	75 hrs x \$200 = \$15,000	
-	Senior Project Engineer	45 hrs x \$180 = \$8,100	
-	Associate Engineer	21.6 hrs x \$125 = \$2,700	
•	17218x Moore		\$30,000
-	Department Manager	15 hrs x \$280 = \$4,200	
-	Project 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	
•	17220x Avenue E Construction Phase Services (Promenade to Shady Dale)		
			\$13,750
-	Project Manager	30 hrs x \$200 = \$6,000	
-	Associate Engineer	30 hrs x \$125 = \$3,750	
-	Clerical	10 hrs x \$100 = \$1,000	
-	Topo (Lump Sum) - Additional		\$3,000

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



Fort Bend County Engineering
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.
County Engineer

MEMORANDUM

December 22, 2020

TO: Members of the Commissioners Court

**RE: RPS Infrastructure, Inc. – Project Management,
2017 Mobility
4th Amendment**

The total cost of the Amendment is \$293,750. The funding will be transferred from the following projects:

Project No.	Project Name	Amount
17201	Lake Olympia Parkway Seg. 2	\$57,000
17202	Chimney Rock Road	\$57,000
17207	Burney – Old Richmond Road	\$44,000
17211	Belknap Road	\$57,000
17218x	Moore	\$57,000
17220x	Avenue E	\$21,750
Project Management Fee		\$293,750

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.
 RPS Infrastructure, Inc. dba RPS
 Houston, TX United States

Certificate Number:
 2021-708139

Date Filed:
 01/20/2021

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:
 02/02/2021

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 #163936
 4th Amendment for 2017 Fort Bend County Mobility Bond Program - RPS #007677

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)