

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**AMENDMENT TO AGREEMENT FOR
 PROFESSIONAL ENGINEERING SERVICES**

THIS 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 Cobb, Fendley & Associates, Inc., (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 28, 2020, (hereinafter "Agreement") pursuant to SOQ 14-025; and

WHEREAS, the parties desire to 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 Contractor an additional forty-six thousand seven hundred forty-five dollars and no/100 (\$46,745.00), for the services as described in Contractor's proposal dated August 28, 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 five hundred fifty-two thousand sixty-nine dollars and no/100 (\$552,069.00), authorized as follows:
 - \$505,324.00 under the Agreement; and
 - \$46,745.00 under this 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.

Except as provided herein, all terms and conditions of the Agreement shall remain unchanged.

FORT BEND COUNTY

KP George
County Judge KP George

KP George, County Judge

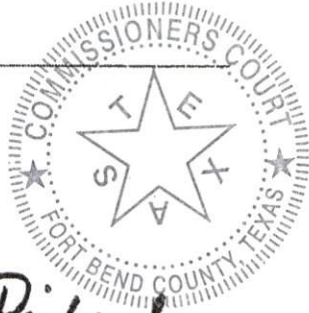
COBB, FENDLEY & ASSOCIATES, INC

CM Eastland

Authorized Agent – Signature

2-2-2021

Date



Charles M. Eastland

Authorized Agent – Printed Name

ATTEST:

Laura Richard

Laura Richard, County Clerk

Executive Vice President

Title

12/3/2020

Date

APPROVED:

J. Stacy Slawinski

Digitally signed by J. Stacy Slawinski
DN: cn=J. Stacy Slawinski, o=ou,
email=stacy.slawinski@fortbendcountytx.gov,
c=US
Date: 2021.01.25 12:04:07 -0600

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

APPROVED AS TO LEGAL FORM:

Marcus D. Spencer

Digitally signed by Spencer, Marcus
DN: dc=us, dc=tx, dc=fort-bend, dc=co,
dc=fortbend, ou=FortBend, ou=Departments,
ou=County Attorney, ou=Users, cn=Spencer,
Marcus
Date: 2021.02.03 08:50:34 -0600

Marcus D. Spencer, First Assistant County Attorney

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 552,069.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert Ed Sturdivant

Robert Ed Sturdivant, County Auditor

I:\Marcus\Agreements\Engineering\Road Construction\Moore\17218X\Amend 1 - Pro Eng Svcs.Moore.CFA.docx.11/24/2020. 17-Eng-500032-A1

Amendment to Agreement for Professional Engineering Services

2017 Mobility Bond Program – Project No. 17218x

Page 2 of 2

EXHIBIT A



August 28, 2020

Mr. Stacy Slawinsky, P.E.
Fort Bend County Engineer
C/O Raul Fung, P.E.
RPS Professional Group
575 N Dairy Ashford Suite 700
Houston, Texas 77079

Re: Moore Road Improvements from 5th St. to Court Road/Independence Parkway
FBC 2017 Mobility Bond Program Project No. 17218x
Subject: Proposal for additional professional surveying & engineering Services
for surveying, hydraulic analysis, and detailed design of ~3,200 linear foot
of outfall ditch from Stafford Run to GCWA canal for the Moore Road Improvements

Dear Mr. Slawinsky:

Cobb, Fendley & Associates, Inc. (CobbFendley) is pleased to provide Fort Bend County with this proposal to perform additional professional engineering and surveying services in connection with the Moore Road reconstruction project drainage outfall improvements.

The recommended outfall ditch improvements were discussed and agreed upon by the County Engineering staff and RPS, the consulting engineering manager, during the August 7, 2020 Moore Road preliminary engineering report presentation.

The scope of services involves topographical surveying, right-of-way (ROW)/Easement mapping for the required parcels to expand the existing undefined & unmodeled outfall ditch from its confluence at the Stafford Run Creek at the downstream end traversing upstream in a northeasterly direction crossing packer lane and Moore Road to its terminus near the existing Gulf Coast Water Authority (GCWA) freshwater canal and stratus Street for approximately 3,200 linear feet. The ultimate ditch section and its ROW/drainage Easement envelope will be determined upon performing hydraulic analysis complemented by detailed engineering design of the proposed outfall ditch.

Proposed budget, manpower, and direct expense breakdown for the abovementioned scope of services is attached as Exhibit "A". CobbFendley proposed budget for the referenced project as follow:

Basic Services

Phase I & II Design Services (Lump-Sum).....	\$ 23,957.00
Subtotal Basic Services Fee	\$23,957.00

Additional Services

Topographical Surveying including the existing property lines (Lump-Sum)	\$ 17,360.00
ROW/Drainage Easement Mapping for 8 parcels <u>as-needed</u> @ \$3,780/parcel	\$ 30,960.00
Additional ROW Parcels for the Moore Road 2 Parcels @ \$4,560/parcel	\$ 9,120.00
Subtotal Additional Services Fee.....	\$ 57,440.00

Reimbursable Direct Expenses

Direct Expenses	\$ 348.00
Subtotal Reimbursable Direct Expenses.....	\$ 348.00

Subtotal Basic & Additional Services and Reimbursables.....\$ 81,745.00

Remaining Optional Services Budget Not Required/Not Used

Geotechnical Investigation (Lump-Sum).....	\$(10,000.00)
Topographical Surveying (Lump-Sum) (\$10,000 - \$4,560).....	\$ (5,440.00)
Design & Construction Phase Services (Lump-Sum).....	\$(15,000.00)
ROW Mapping 1 Parcel @ \$4560 (Lump-Sum)	\$ (4,560.00)

Subtotal Remaining Optional Services Fee (Not Required/Not Used)/Credit \$ (35,000.00)

Total Fee for Basic, Additional services & Reimbursables.....\$ 46,745.00

13430 Northwest Frwy., Suite 1100 | Houston, Texas 77040-6131 | Voice (713) 462-3242| Fax (713) 462-3262| www.cobfen.com



We respectfully request the existing contractual compensation budget to be adjusted by \$46,745.00 from \$505,324.00 to \$552,069.00 to encompass the requested abovementioned professional services. Please note the credit toward the initial optional services not required has not been used to date. These services will be performed with prior written authorization by the County Engineer or the Fort Bend County Managing Consultant. Upon receipt of the written notice to proceed we will commence work. Please call at your earliest convenience should you have any questions, or require additional information,

Sincerely,

COBB, FENDLEY & ASSOCIATES, INC.

A handwritten signature in black ink, appearing to read "Mahmoud Salehi".

Mahmoud Salehi, P.E.
Vice President | Senior Project Manager

Fee Summary
2017 Fort Bend County Mobility Program
Moore Road from 5th to Court Road
Fort Bend County Project No. 17218x

Sponsor: Fort Bend County

Description: Proposed Outfall Ditch Improvements from GCWA Canal to Stafford Run Creek

Date: 8/28/2020

Basic Services

Phase I & 2 H&h and Drainage Ditch Design	\$ 23,957
Subtotal PM and Phases I & II Design	\$ 23,957

Additional Services

Topo Survey ~3,200 LF Ditch line including exist. ROW envelope	\$ 17,360
ROW/Easement Mapping for Drainage ditch Parcels <u>as needed</u> 8 @ \$3,870	\$ 30,960
ROW Parcels Required for the Moore Road 2 @ \$4,560	\$ 9,120
Subtotal Additional Services	\$ 57,440

Reimbursables

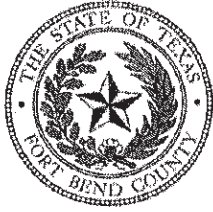
Reimbursable Expenses	\$ 348
Subtotal Reimbursable Expenses	\$ 348

Subtotal for Requested Services	\$ 81,745
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Credit for Remaining Optional Services Budget Not Required/Not Used

Geotechnical Investigation (Lump-Sum)	\$ (10,000)
Topographical Surveying (Lump-Sum) (\$10,000 - \$4,560 used for 5th St. Sanitary topo)	\$ (5,440)
Design & Construction Phase Services (Lump-Sum)	\$ (15,000)
ROW Mapping 1 Parcel @ \$4560 (Lump-Sum)	\$ (4,560)
Subtotal Remaining Optional Services Fee (Not Required/Not Used)	\$ (35,000)

TOTAL FEE ADJUSTMENT REQUESTED	\$ 46,745
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Fort Bend County Engineering
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.
County Engineer

MEMORANDUM

January 25, 2021

TO: Members of the Commissioners Court

**RE: Cobb Fendley
Moore Road, 17218x
1st Amendment**

The total project deficit is \$152,000. There are anticipated expenses of \$200,000 for ROW costs. The funding will be transferred from the following projects:

Project No.	Project Name	Amount
17209-12	Bellaire-Westmoor	\$352,000
Project Management Fee		\$352,000

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:
2020-695169

Date Filed:
12/03/2020

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.
Cobb, Fendley & Associates, 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

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
Professional Engineering Services - Project No. 17218x Moore Road

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Silver, Monica	Houston, TX United States	X	
	Bostwick, J. Cal	Frisco, TX United States	X	
	Warth, Dan	Austin, TX United States	X	
	Ram, Vineeta	Houston, TX United States	X	
	Scurry, Floyd	Houston, 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)