

STATE OF TEXAS           §  
   §  
 COUNTY OF FORT BEND    §

**FOURTH AMENDMENT TO AGREEMENT FOR  
 PROFESSIONAL ENGINEERING SERVICES**

**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, (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”), September 22, 2020, (hereinafter “Second Amendment”) and February 2, 2021 (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 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 thousand seven hundred ninety dollars and 00/100 (\$100,790.00), for additional on-call construction phase and project management services as described in Contractor’s proposal dated July 28, 2021, 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 seventy-two thousand eight hundred forty dollars and no/100 (\$572,840.00), authorized as follows:
  - \$200,000.00 under the Agreement;
  - \$100,000.00 under the Amendment;
  - \$69,400.00 under the Second Amendment;
  - \$102,650.00 under the Third Amendment; and
  - \$100,790.00 under this Fourth 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 written agreement executed by both parties.

4. 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 subsequently executed amendment shall remain unchanged.

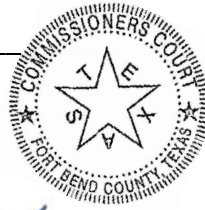
FORT BEND COUNTY

RPS INFRASTRUCTURE, INC.

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

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

9.7.2021  
\_\_\_\_\_  
Date



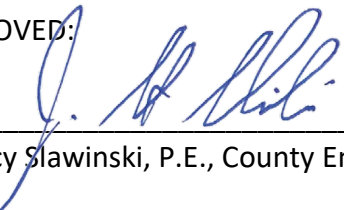
Lynn Pipkin, P.E.  
\_\_\_\_\_  
Authorized Agent – Printed Name

ATTEST:

Office Leader - Transport  
\_\_\_\_\_  
Title

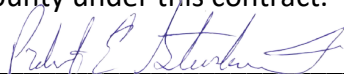
  
\_\_\_\_\_  
Laura Richard, County Clerk

August 23, 2021  
\_\_\_\_\_  
Date

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

#### AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 572,840.00 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: July 28, 2021

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

Attention: Mr. Ike Akinwande, P.E.

**RE: Proposal for Fourth Supplemental Services on the On-Call Construction Phase Services for Trammel Fresno (007846) (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 request an additional fee be added to our contract.

We propose adding \$100,790 to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort.

**Trammel Fresno Redesign at Hurricane Ln (\$37,030) Utility/ROW Coordination (\$30,000) and Construction Phase Services (\$9,000) (In Progress) \$ 76,030**

- Project Manager 221 hrs. x \$210 = \$ 46,470
- Senior Designer (CADD Technician) 145 hrs. x \$140 = \$ 20,300
- Associate Engineer (traffic) 71 hrs. x \$130 = \$ 9,260

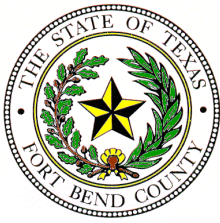
**Trammel Fresno Construction Close-Out Phase (Task Completed) \$ 10,520**

- Senior Project Manager 19 hrs. x \$240 = \$ 4,560
- Project Manager 16 hrs. x \$210 = \$ 3,360
- Associate Engineer (traffic) 20 hrs. x \$130 = \$ 2,600

**Trammel Fresno Construction Phase Services at Alice St and S Post Oak Rd (In Progress) \$ 12,980**

- Project Manager 33 hrs. x \$210 = \$ 6,890
- Associate Engineer (traffic) 46 hrs. x \$130 = \$ 5,950
- Senior Designer (CADD Technician) 1 hrs. x \$140 = \$ 140





Fort Bend County Engineering  
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.  
County Engineer

## MEMORANDUM

August 30, 2021

**TO: Members of the Commissioners Court**

**RE: RPS – Fourth Amendment  
Trammel Fresno, 746**

The total cost of the Amendment is \$100,790. The funding will be transferred from the following projects:

<b>Project No.</b>	<b>Project Name</b>	<b>Amount</b>
17209-12	Bellaire-Westmoor	\$100,790
<b>Project Management Fee</b>		<b>\$100,790</b>

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# 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:**  
2021-793981

**Date Filed:**  
08/23/2021

**Date Acknowledged:**  
09/07/2021

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

RPS Infrastructure, Inc.  
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.**

PO 177298  
Fort Bend County Trammel Fresno CPS - RPS #007846

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)