

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

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

THIS SIXTH 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”), October 6, 2020, (hereinafter “Third Amendment”), February 2, 2021, (hereinafter “Fourth Amendment”), and June 8, 2021, (hereinafter “Fifth 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 twenty-one thousand one hundred dollars and no/100 (\$21,100.00), for the Services as described in Project Manager’s Proposal for Supplemental Services dated July 28, 2021, 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 five hundred twelve thousand five hundred ninety-five dollars and no/100 (\$2,512,595.00), 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;
 - \$293,750.00 under the Fourth Amendment;
 - \$399,995.00 under the Fifth Amendment; and
 - \$21,100.00 under this Sixth 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 Sixth Amendment, all as of the date signed by the last party hereto.

FORT BEND COUNTY



KP George, County Judge
County Judge KP George

9.28.2021

Date




ATTEST:



Laura Richard, County Clerk

APPROVED:



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

RPS INFRASTRUCTURE, INC



Authorized Agent – Signature

Lynn Pipkin, PE

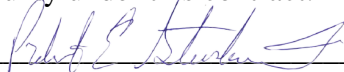
Authorized Agent – Printed Name

September 9, 2021

Date

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 2,512,595.00 to accomplish and pay the obligation of Fort Bend County under this contract.



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: 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 Amendment #6 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 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 would like to request an additional fee be added to our contract.

We propose adding **\$21,100** to our contract on a time and materials basis. We anticipate the following breakdown of additional project management effort.

Evergreen Side Rds Exhibit and Concept Development (Task Completed) \$ 13,730

- Senior Project Manager 25 hrs. x \$240 = \$ 6,000
- Project Manager 17 hrs. x \$210 = \$ 3,570
- Associate Engineer (traffic) 32 hrs. x \$130 = \$ 4,160

Sundial Park Project Scoping (Task Completed) \$ 1,020

- Project Manager 3 hrs. x \$210 = \$ 630
- Associate Engineer (traffic) 3 hrs. x \$130 = \$ 390

California Street and Trammel Fresno Project Scoping (Task Completed) \$ 6,350

- Project Manager 16 hrs. x \$210 = \$ 3,360
- Associate Engineer (traffic) 9 hrs. x \$130 = \$ 1,170
- Senior Designer (CADD Technician) 13 hrs. x \$140 = \$ 1,820

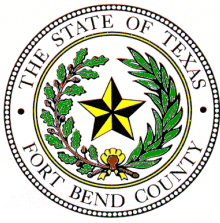
Our ref: 007677

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 Infrastructure, Inc.



Gabriel Odreman, PE, PMP
Project Manager – Roadway
Gabriel.Odreman@rpsgroup.com
+1 (281) 902-3501



Fort Bend County Engineering
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.
County Engineer

MEMORANDUM

September 15, 2021

TO: Members of the Commissioners Court

**RE: RPS – Sixth Amendment
2017 Mobility**

The total cost of the Amendment is \$21,100. The funding will be transferred from the following projects:

| Project No. | Project Name | Amount |
|------------------------|--------------|----------|
| 17202 | Chimney Rock | \$21,100 |
| Project Management Fee | | \$21,100 |

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.
Houston, TX United States

Certificate Number:
2021-800457

Date Filed:
09/09/2021

Date Acknowledged:
09/28/2021

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

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
Amendment #6 Supplemental Services on the 2017 Mobility Bond Program (RPS #007677)

| 4 | Name of Interested Party | City, State, Country (place of business) | Nature of interest (check applicable) | |
|---|--------------------------|--|--|--------------|
| | | | Controlling | Intermediary |
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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)