

STATE OF TEXAS           §  
                                       §  
 COUNTY OF FORT BEND    §

**AMENDMENT TO AGREEMENT FOR  
 PROFESSIONAL CONSTRUCTION MANAGEMENT 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 Othon, 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 Construction Management Services on September 3, 2019, (hereinafter "Agreement") pursuant to SOQ 14-025; and

WHEREAS, the parties desire to amend the Agreement for additional services to be provided, increase the total Maximum Compensation, and extend the Time of Performance 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 four hundred fifty-two thousand nine hundred fifty-two dollars and no/100 (\$452,952.00), for the services as described in Contractor's proposal dated November 15, 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 one million three hundred thirty-nine thousand seven hundred thirty-seven dollars and no/100 (\$1,339,737.00), authorized as follows:  
       \$886,785.00 under the Agreement; and  
       \$452,952.00 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.
4. The parties hereby agree to extend the Time of Performance under the Agreement to end no later than June 30, 2023.
5. 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 shall remain unchanged.

IN WITNESS WHEREOF, the parties hereto have signed or have caused their respective names to be signed to multiple counterparts to be effective on the date signed by the last party hereto.

FORT BEND COUNTY

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

January 25, 2022  
\_\_\_\_\_  
Date

ATTEST:

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



OTHON, INC

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

Charles A. Othon  
\_\_\_\_\_  
Authorized Agent – Printed Name

President & CEO  
\_\_\_\_\_  
Title

December 30, 2021  
\_\_\_\_\_  
Date

APPROVED:

Digitally signed by J Stacy Slawinski  
Date: 2022.01.11 10:41:16 -06'00'  
\_\_\_\_\_  
J. Stacy Slawinski, P.E., County Engineer

**AUDITOR'S CERTIFICATE**

I hereby certify that funds are available in the amount of \$ 1,339,737.00 to  
accomplish and pay the obligation of Fort Bend County under this contract.

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

I:\Marcus\Agreements\Engineering\Construction Management\Amend 1 - CM Svcs,Othon.docx,12/20/2021, 19-Eng-100103-A1

# EXHIBIT A



**OTHON**  
ENGINEERING

575 N. DAIRY ASHFORD, SUITE 650  
HOUSTON, TEXAS 77079

713.975.8555  
OTHON.COM

November 15, 2021

Mr. Stacy Slawinski  
County Engineer  
Fort Bend County

Re: 2017 Mobility Bond Program in Precincts 1, 2, 3, and 4  
Amendment to Agreement for Professional Construction Management Services  
Fort Bend County

Dear Mr. Slawinski:

Please see enclosed OTHON INC.'s proposal for amendment to the subject contract to add an additional \$452,952.00 to the Contract total and extend the contract completion date to June 30, 2023.

Please let me know if you have any questions or concerns.

Sincerely,

  
OTHON, INC.  
Consulting Engineers

Shane Cossey, PE  
Vice President

CC: Robert Baker

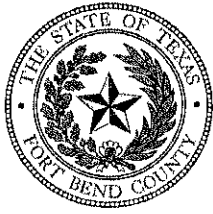
# OTTHON CONTRACT AMENDMENT PROPOSAL

## PROJECT DATA

PROJECT NAME:	FORT BEND 2017 MOBILITY PROJECTS
CLIENT:	FBC
CURRENT CONTRACT AMOUNT:	866,785.00
ESTIMATED AMENDMENT AMOUNT:	452,852.00
REVISED CONTRACT TOTAL:	1,339,737.00
CURRENT CONTRACT END DATE:	03-Sep-22
ESTIMATED NEW END DATE:	30-Jun-23

## PROJECT OTHON LABOR SCHEDULE

[illegible]



Fort Bend County Engineering  
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.  
County Engineer

## MEMORANDUM

January 11, 2022

**TO: Members of the Commissioners Court**

**RE: Othon, Inc.  
First Amendment  
Construction Management**

The total cost of the Amendment is \$452,952. The funding will be transferred from the following projects:

Project Name and Number	Amount
Lake Olympia Pkwy. Seg. 1 (13207)	\$452,952
<b>Total</b>	<b>\$452,952</b>

# 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.**

Othon, Inc.  
Houston, TX United States

**Certificate Number:**  
2021-835734

**Date Filed:**  
12/29/2021

**Date Acknowledged:**  
01/25/2022

**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.**

2017 Mobility Bond Program  
2017 Mobility Bond Program in Precincts 1, 2, 3, and 4. Professional Construction Management Services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Othon, Gabriel	Houston, TX United States	X	
	Klotz, D. Wayne	Houston, TX United States	X	
	Davila, Daniel	Houston, TX United States	X	
	Sangineni, Srinivas	Dallas, TX United States	X	
	Othon, Charles	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)