

STATE OF TEXAS           §  
   §  
 COUNTY OF FORT BEND    §

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

**THIS THIRD 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 BGE, 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 June 4, 2019 pursuant to SOQ 14-025, (hereinafter "Agreement"), as amended by documents executed on July 28, 2020 and February 1, 2022, (hereinafter "Amendments"); and

WHEREAS, the parties desire to further amend the Agreement to allow Contractor to provide additional Services under the Agreement.

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

1. County shall pay Contractor an additional amount not to exceed Thirty-Five Thousand One Hundred Forty-Eight dollars and 80/100 (\$35,148.80) to perform the additional Services, as described in Contractor's proposal dated June 13, 2022 attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Contractor for all Services rendered is hereby increased to an amount not to exceed Three Hundred Forty-One Thousand Four Hundred Thirty-Six dollars and 43/100 (\$341,436.43), authorized as follows:
  - \$236,957.85 under the Agreement;
  - \$42,349.18 under the Amendment; and
  - \$26,980.60 under this Second Amendment; and
  - \$35,148.80 under this Third 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 further agreement executed by the 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 any subsequently executed amendment 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 final party.

FORT BEND COUNTY

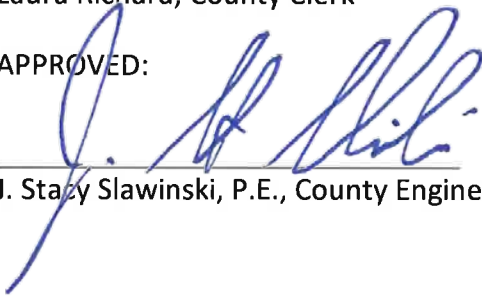
  
County Judge KP George  
KP George, County Judge

August 9, 2022  
Date

ATTEST:

  
Laura Richard, County Clerk

APPROVED:

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



BGE, INC

  
Authorized Agent – Signature

Jason Ellison  
Authorized Agent – Printed Name

Roadway Group Manager  
Title

7/27/2022  
Date

#### AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 341,436.43 to accomplish and pay the obligation of Fort Bend County under this contract.

  
Robert Ed Sturdivant, County Auditor

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# EXHIBIT A



Date: June 13, 2022

Robert T. McBride, P.E.  
C/O Fort Bend County Engineering  
LJA Engineering, Inc.  
2929 Briarpark Drive Suite 600  
Houston, TX

Reference: FBC 17404 & 17413 - Intersection Improvements (Voss Rd at Old Richmond Rd.  
and Voss Rd. at SH 6)  
Fort Bend County 2017 Mobility Bond Program

Subject: Contract Amendment to PO 178703  
Supplemental Agreement No. 3 for Construction Phase Services

Dear Mr. Barnett,

Enclosed are BGE, Inc.'s proposed budget and manpower breakdown for additional Construction Phase Services for the above referenced project which will include:

- Prepare plan revisions and quantities for change orders
- Additional hours for review of RFIs and shop drawings

BGE, Inc.'s proposed budget for the referenced project includes:

Phase 1 – None

Phase 2 – None

Phase 3 – Bidding & Construction Phase Services  
(Time & Materials Payment Basis)

\$35,148.80

**Total Proposed Fee**

**\$35,148.80**

A detailed level of effort is attached. Please contact me if you have any questions or require additional information.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jason O. Ellison".

Jason Ellison, P.E.  
Roadway Group Manager

Fort Bend County 2017 Mobility Bond Program  
Intersection Improvements (Voss Rd & Old Richmond Rd.,  
and Voss Rd. at SH 6)  
Project No. 4-04, 4-13  
SUMMARY OF SCOPE - Engineering

PRIME PROVIDER: BGE, Inc.

TASK DESCRIPTION	PROJECT MANAGER	SENIOR ENGINEER	PROJECT ENGINEER	DESIGN ENGINEER	ENGINEER IN TRAINING	SENIOR CADD OPERATOR	CADD OPERATOR	ADMIN/ CLERICAL	TOTAL HRS. & COSTS	COST PER TASK	NO OF SHTS	HRS PER SHT
CONTRACT RATE PER HOUR	\$ 192.00	\$ 160.00	\$ 144.00	\$ 128.00	\$ 108.80	\$ 102.40	\$ 80.00	\$ 73.60				

BID AND CONSTRUCTION PHASE SERVICES (TIME AND MATERIALS PAYMENT BASIS)												
Construction Phase												
Construction Phase Services												
Prepare Change Order Drawings and Quantities	16	24	28	30	44	44			186	\$ 24,076.80		
Review Contractor Submittals & RFIs	16		20	40					76	\$ 11,072.00		
										\$ -		
HOURS SUB-TOTALS	32	24	48	70	44	44	0	0	262			
SUBTOTAL	\$6,144.00	\$3,840.00	\$6,912.00	\$8,960.00	\$4,787.20	\$4,505.60	\$0.00	\$0.00	\$35,148.80	\$35,148.80		
SUBTOTAL CONSTRUCTION PHASE SERVICES	32	24	48	70	44	44	0	0	262			
	\$6,144.00	\$3,840.00	\$6,912.00	\$8,960.00	\$4,787.20	\$4,505.60	\$0.00	\$0.00	\$35,148.80	\$35,148.80		

TOTAL HOURS	32	24	48	70	44	44	0	0	262			
CONTRACT RATE PER HOUR	\$ 192.00	\$ 160.00	\$ 144.00	\$ 128.00	\$ 108.80	\$ 102.40	\$ 80.00	\$ 73.60				
SUBTOTAL LABOR EXPENSES	\$ 6,144.00	\$ 3,840.00	\$ 6,912.00	\$ 8,960.00	\$ 4,787.20	\$ 4,505.60	\$ -	\$ -	\$35,148.80			
TOTAL									\$35,148.80			

# 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.**

BGE, Inc.  
Houston, TX United States

**Certificate Number:**  
2022-915118

**Date Filed:**  
07/27/2022

**Date Acknowledged:**  
08/09/2022

**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.**

FBC 17404 & 17413  
Voss Rd. Intersection(s) Improvements SA No. 3 Construction Phase Services

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Heisch , Rodney	Houston, TX United States	X	
	Dillon , Doug	Dallas , TX United States	X	
	Randermann, Randy	Houston, TX United States	X	
	Lennard , Lee	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)