

**SUPPLEMENTAL AGREEMENT NO. 5
TO
ENGINEERING SERVICES AGREEMENT OF
FEBRUARY 25, 2020
FOR
FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY**

This Supplemental Agreement is signed in multiple counterparts to be effective on the date approved by the Fort Bend County Commissioners Court, and modifies the ENGINEERING SERVICES AGREEMENT dated February 25, 2020 (the "Agreement") between the Fort Bend Grand Parkway Toll Road Authority, a Texas Local Government Corporation (the "Authority"), and Aguirre & Fields, LP, (the "Engineer").

The Agreement is hereby modified as follows:

1. The first sentence in Section 1 is replaced with the following sentence:

"The Engineer shall render professional services to FBGPTRA related to the Project as defined in the Scope of Services in Attachments A, A-1, A-2, A-3, A-4 and A-5."

2. Section 2.a is replaced with the following paragraphs:

"The Maximum Compensation under this Agreement is \$747,402.99. The amount paid under this Agreement may not exceed the Maximum Compensation without an approved supplemental agreement.

Compensation for the performance of services within the Scope of Services described in Attachment A will be paid as a lump sum amount not to exceed \$115,047.98, as shown in Attachment B.

Compensation for the performance of services within the Scope of Services described in Attachment A-1 will be paid as a lump sum amount not to exceed \$13,758.74, as shown in Attachment B-1.

Compensation for the performance of services within the Scope of Services described in Attachment A-2 will be paid as a lump sum amount not to exceed \$488,865.37, as shown in Attachment B-2.

Compensation for the performance of services within the Scope of Services described in Attachment A-3 will be paid as a lump sum amount not to exceed \$39,730.90, as shown in Attachment B-3.

Compensation for the performance of services within the Scope of Services described in Attachment A-4 will be paid as a lump sum amount not to exceed \$60,000.00, as shown in Attachment B-4.

Supplemental Agreement No. 5
To Agreement of February 25, 2020

Compensation for the performance of services within the Scope of Services described in Attachment A-5 will be paid as hourly rates, and material and labor expenses not to exceed \$30,000.00, as shown in Attachment B-5.

The Engineer shall furnish satisfactory documentation of such work (e.g. timesheets, billing rates, classifications, invoices, etc.) as may be required by FBGPTRA.”

This Supplemental Agreement does not alter, modify, or otherwise change any part of the Agreement, except as specifically stated in this Supplemental Agreement.

Supplemental Agreement No. 5
To Agreement of February 25, 2020

IN WITNESS WHEREOF, this Supplemental Agreement is hereby executed as of 9/19/2022.

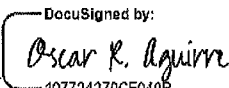
FORT BEND GRAND PARKWAY TOLL ROAD
AUTHORITY, a Texas local government corporation

By: _____

Name: Shoukat Dhanani

Title: Chairman

Aguirre & Fields, LP., Aguirre, LLC – General Partner
ENGINEER

By:  _____
DocuSigned by:
107724270CF040B...

Name: Oscar R. Aguirre, P.E.

Title: President 09/06/2022

EFFECTIVE DATE

THIS AGREEMENT IS EFFECTIVE ON THE DATE IT IS APPROVED BY THE FORT BEND
COUNTY COMMISSIONERS COURT, AND IF NOT SO APPROVED SHALL BE NULL AND VOID.

DATE OF COMMISSIONERS COURT APPROVAL: _____

AGENDA ITEM NO.: _____

**ATTACHMENT A-5
SCOPE OF SERVICES
Supplemental Agreement No. 5**

Construction Phase Services

During the construction of the project, the Engineer will provide construction phase services, as requested by FBGPTRA, associated with the construction of the project.

The below tasks may be required during the project duration:

Construction Meeting(s)

Attend via phone (virtual) or in person, construction update meetings held with the Contractor to monitor and update project status and review outstanding construction issues associated with the project.

Construction Engineering

Review shop drawings and change orders, respond to RFI's, and provide engineering design support.

Other

The above is a list of anticipated work tasks and may not be inclusive of all tasks. Other tasks may be required to be performed which are involved with construction phase services.

ATTACHMENT B-5

AGUIRRE & FIELDS

	Loaded Rate
Project Manager	\$ 267.00
Senior Structural (Bridge) Engineer	\$ 241.00
Structural (Bridge) Engineer	\$ 195.00
Engineer - Senior	\$ 221.00
Engineer (Design)	\$ 160.00
Engineer (Project)	\$ 189.00
Engineer-In-Training I	\$ 98.00
Engineer-In-Training II	\$ 114.00
Engineer Technician	\$ 88.00
Engineer Technician - Junior	\$ 88.00
Engineer Technician - Senior	\$ 166.00
CADD Operator	\$ 85.00
CADD Operator - Junior	\$ 69.00
CADD Operator - Senior	\$ 163.00
Administrative/Clerical	\$ 114.00

ATTACHMENT B-5**TNP**

	Loaded Rate
Project Manager	\$ 175.00
Engineer - Senior	\$ 230.00
Engineer (Project)	\$ 160.00
Engineer III/IV	\$ 135.00
Engineer I/II	\$ 125.00
Senior Designer	\$ 140.00
Designer	\$ 130.00
Senior CAD Technician	\$ 125.00
CAD Technician	\$ 110.00
Administrative/Clerical	\$ 80.00

ATTACHMENT B-5

PROGRESSIVE TRAFFIC & TRANSPORTATION

	Loaded Rate
Project Manager	\$ 225.00
Engineer - Senior	\$ 175.00
Engineer (Project)	\$ 168.00
Engineer Technician - Senior	\$ 140.00
CADD Operator - Senior	\$ 130.00
Administrative/Clerical	\$ 85.00

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 2

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:
2022-930233

Date Filed:
09/06/2022

Date Acknowledged:
10/04/2022

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

Aguirre & Fields, LP
Sugar Land, 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 Grand Parkway Toll Road Authority

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.

ESA 05/12/2021/Supplemental #5
SH 99 Toll Road / Westpark Tollway (FM 1093) Project

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Williams, Ryan J.	Austin, TX United States	X	
	Schluter, Eric C.	Fort Worth, TX United States	X	
	Lubitz, David J.	Austin, TX United States	X	
	Lee, Eugene J.	Fort Worth, TX United States	X	
	Lee, Roger O.	Sugar Land, TX United States	X	
	Hazzard, Elizabeth J.	Oklahoma City, TX United States	X	
	Hahn, Paul R.	Austin, TX United States	X	
	Ingram, Noelle H.	Sugar Land, TX United States	X	
	Gribble, Mark D.	Sugar Land, TX United States	X	
	DeBord, Aaron S.	Sugar Land, TX United States	X	
	Crosby, Christine R.	Sugar Land, TX United States	X	
	Carle, Rick A.	Sugar Land, TX United States	X	
	Ahmed, Nazeer M.	Sugar Land, TX United States	X	
	Aguirre, Oscar R.	Sugar Land, TX United States	X	
	Aguirre, LLC - General Partner	Sugar Land, TX United States	X	

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

2 of 2

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.

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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)