

STATE OF TEXAS                   §  
    §  
 COUNTY OF FORT BEND       §

**AMENDMENT NO. 2 TO AGREEMENT FOR CONSTRUCTION OF A PUBLIC SAFETY ANNEX  
 RFP 20-089**

**This Amendment No. 2 to Agreement for Construction of a Public Safety Annex ("Amendment No. 2")**, 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 Crain Group, LLC., (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas; collectively referred to as "Parties".

WHEREAS, on or about August 25, 2020, the parties executed and accepted that certain Agreement for Construction of a Public Safety Annex on behalf of Fort Bend County, (hereinafter referred to as the "Agreement"), as amended by document dated July 6, 2021 (hereinafter referred to as the "Amendment No. 1"); and

WHEREAS, the parties desire to further amend the Agreement to decrease the total Maximum Compensation payable for the completion of such services provided thereunder.

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

1. The Maximum Compensation payable to Contractor for all Services rendered is hereby decreased by an amount of six thousand four hundred twelve dollars and 24/100 cents (\$6,412.24), as reflected in the Contractor's proposed change order dated July 28, 2022, attached hereto as Exhibit "A", for a total amount of four million six hundred seventy-one thousand, two hundred seventeen dollars and 47/100 cents (\$4,671,217.47), authorized as follows:

\$4,543,026.00 under the Agreement;

\$134,603.71 under Amendment No. 1; and a

\$6,412.24 reduction under this Amendment No. 2.

2. 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.

**Except as provided herein, all terms and conditions of the Agreement and any subsequently executed amendment shall remain unchanged. If there is a conflict between this Amendment No. 2 and the attached Exhibit, this Amendment No. 2 shall control.**

FORT BEND COUNTY

KP George  
County Judge KP George

KP George, County Judge

September 27, 2022

Date

ATTEST:

Laura Richard  
Laura Richard, County Clerk



CRAIN GROUP, LLC

[Signature]  
Authorized Agent – Signature

John Green  
Authorized Agent – Printed Name

Executive Vice President  
Title

9/15/22  
Date

APPROVED:

[Signature]  
James Knight, Facilities Management/Planning Director

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$4,671,217.47 to accomplish and pay the obligation of Fort Bend County under this contract.

[Signature]  
Robert Ed Sturdivant, County Auditor

I:\AGREEMENTS\2021 Agreements\Facilities\Crain Group (20-fac-101072-A1)\Amend 2 - Agreement for Construction - Public Safety Annex.docx . 20-fac-101072-A2

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# EXHIBIT A

CHANGE ORDER (Dated July 28, 2022)

# AIA Document G701™ - 2001

## Change Order

PROJECT (Name and address): Fort Bend County Public Safety Annex 6561 Flewellen Way Fulshear, Texas 77441	CHANGE ORDER NUMBER: 002 DATE: July 28, 2022	OWNER: <input checked="" type="checkbox"/> ARCHITECT: <input checked="" type="checkbox"/> CONTRACTOR: <input checked="" type="checkbox"/> FIELD: <input type="checkbox"/> OTHER: <input type="checkbox"/>
TO CONTRACTOR (Name and address): Crain Group LLC 3801 Knapp Road Pearland, Texas 77581	ARCHITECT'S PROJECT NUMBER: CONTRACT DATE: September 1, 2020 CONTRACT FOR: General Construction	

### THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)  
Crediting remaining owner contingency.

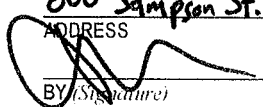
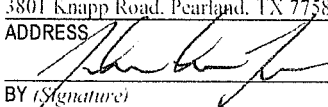
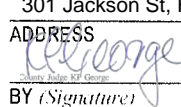
The original Contract Sum was	\$ 4,543,026.00
The net change by previously authorized Change Orders	\$ 134,603.71
The Contract Sum prior to this Change Order was	\$ 4,677,629.71
The Contract Sum will be increased by this Change Order in the amount of	\$ -6,412.24
The new Contract Sum including this Change Order will be	\$ 4,671,217.47

The Contract Time will be unchanged by zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is August 29, 2021

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

<u>RDLR Architects, Inc.</u> ARCHITECT (Firm name)	<u>Crain Group LLC</u> CONTRACTOR (Firm name)	<u>Fort Bend County</u> OWNER (Firm name)
<u>800 Sampson St. Houston, TX 77003</u> ADDRESS	<u>3801 Knapp Road, Pearland, TX 77581</u> ADDRESS	<u>301 Jackson St, Richmond TX 77471</u> ADDRESS
 BY (Signature)	 BY (Signature)	 BY (Signature)
<u>DANIEL OLTZ, AIA</u> (Typed name)	<u>John Green</u> (Typed name)	<u>KP George, Fort Bend County Judge</u> (Typed name)
<u>8/8/22</u> DATE	<u>7/28/22</u> DATE	<u>September 28, 2022</u> DATE



## Change Order #2

7/28/2022

### PROJECT:

FBC Public Safety Annex  
5651 Flowellen Way  
Fulshear, Texas 77471

DESCRIPTION	QTY	UNIT	RATE	ITEM TOTAL	DIVISION TOTAL
1 Credit Remaining Contingency	1	ls	-6,412.24	-6,412.24	

Subtotal	-6,412.24	<b><u>-\$6,412.24</u></b>
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Grand Total		<b><u>-\$6,412.24</u></b>
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### QUALIFICATIONS:

1

APPROVED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

# 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.**

Crain Group, L.L.C.  
Pearland, TX United States

**Certificate Number:**  
2022-934342

**Date Filed:**  
09/15/2022

**Date Acknowledged:**  
09/27/2022

**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.**

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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)