

STATE OF TEXAS                   §  
   §  
 COUNTY OF FORT BEND       §

**AMENDMENT TO AGREEMENT FOR PROFESSIONAL PROJECT MANAGEMENT SERVICES  
 2017 FORT BEND COUNTY MOBILITY BOND PROGRAM**

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 Binkley & Barfield, Inc., (hereinafter “Consultant”), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Project Management Services for the 2017 County Mobility Bond Program on November 24, 2020, (hereinafter “Agreement”); and

WHEREAS, the parties desire to amend the Agreement for additional services to be provided, and increase the total Maximum Compensation and 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 Consultant an additional two hundred ten thousand dollars and no/100 (\$210,000.00), for the additional Services as described in Consultant’s Proposal dated November 18, 2022, attached hereto as Exhibit “A” and incorporated herein for all purposes.
2. The Maximum Compensation payable to Consultant for Services to be rendered is hereby increased to an amount not to exceed six hundred twenty thousand dollars and no/100 (\$620,000.00), authorized as follows:
  - \$410,000.00 under the Agreement; and
  - \$210,000.00 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 the terms and conditions of the Agreement have remained in effect to date and the Time of Performance under the Agreement shall be extended to end no later than December 31, 2026.
5. BY ACCEPTANCE OF AGREEMENT, CONSULTANT 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 County and the Consultant have caused their respective duly authorized representatives to execute, seal and deliver this Amendment, all as of the date signed by the last party hereto.

FORT BEND COUNTY

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

BINKLEY & BARFIELD, INC.

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

December 20, 2022  
Date

David A. Hamilton, PE  
Authorized Agent – Printed Name

ATTEST:




Executive Vice President  
Title

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

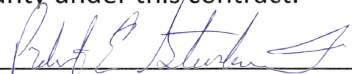
December 8, 2022  
Date

APPROVED:

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

#### AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 620,000.00 to accomplish and pay the obligation of Fort Bend County under this contract.

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

# EXHIBIT A

November 18, 2022

Via: E-Mail

Mr. Stacy Slawinski  
Fort Bend County Engineer  
Fort Bend County Engineering Department  
301 Jackson Street  
Richmond, Texas 77469

**Re: Proposal for Additional Professional Services- 2017 Tipping PM**  
Project Management Agreement for the 2017 Tipping Fee Projects  
Fort Bend County  
Project No. 17005x

Dear Mr. Stacy Slawinski:

Binkley & Barfield, Inc. (BBI) is pleased to submit this proposal for the additional project management services for the 2017 Fort Bend County Mobility Bond Program Contract Tipping projects. The fee is based on the addition of a segment of West Sycamore along the curve and also the change in scope on the other segments of West Sycamore. West Sycamore Seg 1 & 2 have been modified at the 70% and 95% stage from a 48' Asphalt section with open ditches, to a 40' concrete curb and gutter section with sidewalks and storm sewer. W Sycamore Seg 3 is going through a drainage redesign due to pond design. Refer to the original contract for all responsibilities and scope for the additional management scope.

The additional Project Management fee is **\$210,000** and it will amend the original contract for a total Project Management Fee in amount not to exceed \$ 620,000. The Project Management Fee shall be calculated at hourly rates not to exceed the amounts contained in the original contracts Exhibit C.

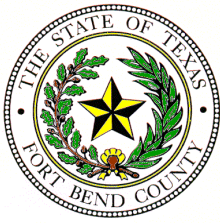
| Project Number | Project Name     |
|----------------|------------------|
| 17121x         | W Sycamore Seg 1 |
| 17122x         | W Sycamore Seg 2 |
| 17123x         | W Sycamore Seg 3 |

Regards,

**Binkley & Barfield, Inc.**



**Kevin Mineo**  
Managing Director – Transportation  
kmineo@binkleybarfield.com



Fort Bend County Engineering  
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.  
County Engineer

## MEMORANDUM

December 9, 2022

**TO: Members of the Commissioners Court**

**RE: Binkley and Barfield  
First Amendment  
Landfill Tipping Fee Project Management**

The total cost of the Amendment is \$210,000. The funding will be transferred from the following projects:

| <b>Project No.</b> | <b>Project Name</b>  | <b>Amount</b>    |
|--------------------|----------------------|------------------|
| 17123x             | West Sycamore Seg. 3 | \$210,000        |
|                    | <b>Total</b>         | <b>\$210,000</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

Certificate Number:  
2022-962363

Date Filed:  
12/07/2022

Date Acknowledged:  
12/20/2022

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

Binkley & Barfield, Inc  
Houston, 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 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.**

17005  
2017 Mobility Projects - Project Management - Tipping budget

| 4 | Name of Interested Party | City, State, Country (place of business) | Nature of interest (check applicable) |              |
|---|--------------------------|--|---------------------------------------|--------------|
|   |                          |  | Controlling                           | Intermediary |
|   | Laham, PE, Youssef       | Houston, TX United States                | X                                     |              |
|   | Hamilton, PE, David      | Houston, TX United States                | X                                     |              |
|   | Reddish, PE, Harold      | Houston, TX United States                | X                                     |              |
|   | Barfield, PE, Larry      | Houston, TX United States                | X                                     |              |
|   | Binkley, James Brett     | 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)