

Modification/Change Order No.2 Final

PO #: 215963

Fort Bend County Drainage District

Flat Bank/ Steep Bank Channel Bank Stabilization.

Fort Bend County, Texas

October 27, 2022

CHANGE ORDER/MODIFICATION NO. 2		Effective Date:	Page 1 of 2
Contract: PO 215963	Dated: 9/19/2022	Project: EWP – Flat Bank/ Steep Bank Channel Bank Stabilization	
Issued By (Contracting Local Organization): Fort Bend County		Issued To (Contractor): RES Gulf Coast LLC	
TYPE OF MODIFICATION (<i>check appropriate box below</i>)			
<input checked="" type="checkbox"/> CHANGE ORDER: Issued pursuant to Article 14.4 the changes set forth below are made by this modification.			
Contract Price	\$3,141,944.00	PERFORMANCE TIME: 125 Calendar days	
Net Increase in Contract Price:	\$354,297.00		
REVISED Contract Price:	\$3,496,241.00		
ATTACHMENTS (<i>If none, so state.</i>):			
This modification is hereby made a part of the contract. Except as provided herein, all terms and conditions of the original contract (as revised) remain unchanged and in full force and effect.			
<p align="center">CONTRACTOR'S RELEASE OF CLAIMS</p> <p>In consideration of the modification agreed to herein as complete equitable adjustment for the Contractors proposal, dated 7-18-23, the Contractor hereby releases Fort Bend County from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances concerning the added work for the above added work, including all impacts to the work, overhead and profit.</p>			
Recommended By:(print or type name/title of signer) Thomas P. Beach, PE M&E Consultants <i>Thomas P Beach</i>			
Important Note: Contractor IS required to sign this document and return two (2) copies to the issuing office.			
CONTRACTOR (print or type name/title of signer) <i>Caleb King operations Manager</i>		Sponsors/Contracting Local Organization Adam Wright Fort Bend County Drainage District	
SIGNATURE (person authorized to sign) <i>Paul T. King</i>	DATE <i>7/19/23</i>	SIGNATURE (County Judge) <i>KP George</i> <small>County Judge KP George</small>	DATE <i>8/22/2023</i>

Modification/Change Order No.2
Fort Bend County Drainage District
Fort Bend County, Texas, Flat Bank/ Steep Bank Channel Slope Repair
Contract No: PO 215963

DESCRIPTION OF MODIFICATION/CHANGE ORDER

Pursuant to General Condition, Article 14.4, the contract shall be modified as follows.

Due to variations in actual quantities performed. The final payment shall be based on the units listed below. All added work was accomplished as specified in the contract's applicable construction and material specification. No change in unit price. 30 calendar days shall be added due to the additional irrigation time.

Weather days to be added 70 workdays, which is converted to equal 82 calendar days. Holiday time added is 13 calendar days.

Changes to the Bid Schedule:

Item

No.	Work or Material	Units	Price	Amount
6	Excavation, Common (Increase in CY of 6,694 CY to 34,454 CY, from 27,760 CY, increase cost \$70,287.00)	34,454 CY	\$10.50	\$361,767.00
7	Earthfill (Increase in CY of 4,200 CY to 26,319.0 CY, from 22,119 CY, increase cost \$92,400.00)	26,319 CY	\$22.00	\$579,018.00
8	Rock Riprap (Increase in tons of 1710 tons to 14884 tons, from 13,174 tons, increase cost \$224,010.00, this change incorporates an addition error from CO1)	14,884 Tons	\$131.00	\$1,949,804.00
11	Vegetation, Sprigging (Decrease in Acres of 13.5 Ac to 15.6 Ac, from 29.1 Ac, decrease cost -\$32,400.00)	15.6 AC	\$2,400.00	\$37,440.00

Contract price increase - \$ 354,297.00

Contract Performance time: - add 125 calendar days.

Revised completion date: July 23, 2023

CONTRACTOR'S STATEMENT OF RELEASE

In consideration of the modification agreed to herein as complete equitable adjustment for the Contractor's proposal, dated 7-18-2023, the Contractor hereby releases Fort Bend County from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances concerning the added work for the above added work, including all impacts to the work, overhead and profit.

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.

RES Gulf Coast, LLC dba LECON, Inc.
Houston, TX United States

Certificate Number:
2023-1048666

Date Filed:
07/20/2023

Date Acknowledged:
08/22/2023

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 Drainage District

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.

PO 215963
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4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	RES Gulf Coast, LLC dba LECON, Inc.	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)