

STATE OF TEXAS           §  
   §  
 COUNTY OF FORT BEND    §

**SECOND AMENDMENT TO AGREEMENT FOR  
 PROFESSIONAL CONSTRUCTION MATERIALS TESTING**

**THIS SECOND 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 Geotech Engineering and Testing, (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, the parties executed and accepted that certain Agreement for Construction Materials Testing on December 15, 2020, as amended by document executed on September 6, 2022, (hereinafter "Amendment") pursuant to SOQ 14-025, (hereinafter "Agreement"); and

WHEREAS, the parties desire to further amend the Agreement to allow Contractor to provide additional Services under the Agreement and increase the Maximum Compensation payable to Contractor for providing such additional Services.

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

1. County shall pay Contractor an additional amount not to exceed sixty-eight thousand five hundred fifty-nine dollars and no/100 (\$68,559.00) to perform the additional Services, as described in Contractor's proposal dated January 26, 2023 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 two hundred sixty-six thousand eight hundred ninety-three dollars and no/100 (\$266,893.00), authorized as follows:
  - \$110,681.00 under the Agreement;
  - \$87,653.00 under the Amendment; and
  - \$68,559.00 under this Second 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 an agreement executed by the parties.
4. The parties hereby agree the terms and conditions of the Agreement have remained in effect to date, and the Time of Performance shall be extended to end no later than March 31, 2023.

5. 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 the 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

February 28, 2023

Date

ATTEST:





Laura Richard, County Clerk

APPROVED:



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

GEOTECH ENGINEERING AND TESTING



Authorized Agent – Signature

David A. Eastwood, P.E.

Authorized Agent – Printed Name

Principal Engineer

Title

02/14/23

Date

#### AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 266,893.00 to accomplish and pay the obligation of Fort Bend County under this contract.



Robert Ed Sturdivant, County Auditor

# EXHIBIT A



# GEOTECH ENGINEERING and TESTING

*Geotechnical, Environmental, Construction Materials, and Forensic Engineering*



ACCREDITED  
CERTIFICATE #0075-01  
#0075-02

**By Email Only**

Schaumburg and Polk, Inc.  
301 Jackson Street  
Houston, TX 770467

January 26, 2023  
P.O. No. 195903

Attention: Mr. Mark Dessens, P.E.  
Project Manager

Email: [mdessens@spi-eng.com](mailto:mdessens@spi-eng.com)

Subject: Amendment Request to CMT Budget For Katy Flewellen Road Reconstruction from Willow to Gaston Road in Fort Bend County, Texas

Gentlemen:

This letter is to request for amendment in the construction material testing (CMT) budget for the above subject project. Based on our records, we have exceeded the material testing budget. As result, we request an additional budget increase in the amount of \$68,559. The increase in cost is due to additional field and laboratory testing and observation. We respectfully request that the current budget be increased and revised to cover the additional time and material expenses as shown in the table below.

Original Budget	\$110,681.0
First Amendment	\$87,653.0
Total Amount Budget	\$198,334.0
Second Amendment	\$68,559.0
Requested New Budget	\$266,893.0

Accepted \_\_\_\_\_

Print Name \_\_\_\_\_

Date \_\_\_\_\_

We look forward to your approval of this request. We appreciate the opportunity to be of service to you in this project. If you have any questions, please call us at 713-699-4000.

Very truly yours,  
GEOTECH ENGINEERING AND TESTING

Fred Zandi P.E.(IN)  
CME Dept. Manager

CC: Fort Bend County Engineering Department  
AIG Tech-Attn: Mr. Bob Baker  
AIG Tech-Attn: Mr. George Abraham



