

STATE OF TEXAS                   §  
   §  
 COUNTY OF FORT BEND       §

**SECOND AMENDMENT TO AGREEMENT FOR CONSTRUCTION OF  
 ARENA CANOPY AT FAIRGROUNDS PURSUANT TO RFP 22-070**

**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 **BLS CONSTRUCTION**, (hereinafter "Contractor"), a company authorized to conduct business in the State of Texas.

WHEREAS, on or about August 23, 2022, the Parties entered into *Agreement for Construction of Arena Canopy at Fairgrounds Pursuant to RFP 22-070* and as amended on or about March 14, 2023 (collectively the "Agreement") which is incorporated by reference as if set forth herein verbatim; and

WHEREAS, the parties desire to amend the Agreement to increase the Total Maximum Compensation under the Agreement for the completion of such additional services to be provided thereunder;

WHEREAS, County desires Consultant provide services as will be more specifically described in this Agreement (hereinafter "Services");

WHEREAS, Consultant represents that it is qualified and desires to perform such services;

NOW THEREFORE, in consideration of the mutual covenants and conditions set forth below, the parties agree:

1. County shall pay Contractor an additional Seven Thousand Nine Hundred Eight dollars and 43/100 (\$7,908.43) to continue providing Services as described in Exhibit "B.1" under the terms and conditions of the Agreement.
2. The Maximum Compensation payable to Contractor for Services rendered is hereby increased to an amount not to exceed Five Hundred Nine Thousand One Hundred Twenty-Eight and 45/100 dollars (\$509,128.45), authorized as follows:
  - \$479,800.00 under the Agreement; and
  - \$21,420.02 under the First Amendment; and
  - \$7,908.43 under this Second 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 agree the terms and conditions of the Agreement have remained in effect to date.

Except as provided herein, all terms and conditions of the Agreement shall remain unchanged.

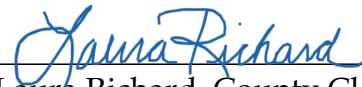
**FORT BEND COUNTY**

  
County Judge KP George

KP George  
 County Judge



**ATTEST:**



Laura Richard, County Clerk

5/23/2023

Date

**BLS CONSTRUCTION**



Authorized Agent- Signature

William Key

Authorized Agent- Printed Name

President

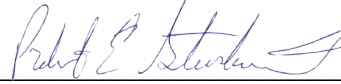
Title

5/1/2023

Date

**AUDITOR'S CERTIFICATE**

I hereby certify that funds are available in the amount of \$ 509,128.45 to accomplish and pay the obligation of Fort Bend County under this contract.



Robert Ed Sturdivant, County Auditor

Exhibit B.1: BLS Construction Proposal Request No.3 and No. 4 (4 pages)

i:\agreements\2023 agreements\purchasing\parks\bls construction inc. (22-parks-101175-a2)\2nd amendment.agreement.bls construction.fairgrounds arena canopy (kej - 04.19.2023) v2 04.28.2023

# **EXHIBIT B.1**

BLS Construction Proposal Request No. 3 and No. 4





## Backup Utility Contractors, Inc.

3818 Reese Rd.  
Rosenberg, TX 77471

Phone:(281) 238 – 8699  
Fax:(281) 238 - 8717

1-Feb-23

### CHANGE ORDER REQUEST I

#### Fort Bend County Fair Canopy

*BLS CONSTRUCTION INC.*  
270 FARENTHOLD ST.  
EL CAMPO, TX 77437

RE: Change Order: R & R Clogged 18" Storm Water Drainage Pipe

#### EARTHWORK

|   | DESCRIPTION  | UNIT PRICE | QUANTITY                        | TOTAL              |
|---|--|------------|---------------------------------|--------------------|
| 1 | Remove & dispose of clogged 18" HDPE drainage pipe | \$ 52.43   | 30 LF                           | \$ 1,572.90        |
| 2 | Install new 18" HDPE drainage pipe                 | \$ 67.20   | 30 LF                           | \$ 2,016.00        |
|   |  |            | <b>SUBTOTAL</b>                 | <b>\$ 3,588.90</b> |
|   |  |            | <b>NET CHANGE BY THIS ORDER</b> | <b>\$ 3,588.90</b> |

APPROVED \_\_\_\_\_



# H&M ELECTRICAL SERVICES, LLC

2/28/2023

Attn: William

Project: Fort Bend County Canopy CO #1

We are pleased to present the following pricing for this change order at the request of BLS Construction and the Maintenance Director of the Fort Bend County Fair Grounds.

**Base Bid: \$3262.09**

**Material: \$2251.50**

**Labor: \$1010.59**

**Base Bid Includes:**

1. This change order is requested by BLS Construction per the request of the Maintenance Director of the Fort Bend County Fair Grounds. On the electrical drawings for the new canopy addition (Sheet E1.00: Arena Electrical Plans) the controllers shown for the four "Big Ass Fans" were shown to be mounted at normal switch height under the canopy and in reach of the public. Due to a concern by the Maintenance Director for any unauthorized adjusting/tampering of the fan controllers; it was decided to relocate the four controllers into the nearby electrical room. This will involve having to run an underground conduit between the canopy and the electrical room as well as surface mounting another conduit alongside the conduit we had previously ran for power to the canopy. This also includes extending the amount of CAT 6 cable to run into the new location.

This proposal is subject to agreement between the parties of a contractual document considered fair and reasonable by both parties.

If you have any questions or need further clarification, please do not hesitate to call.

We at H&M Electrical Services, appreciate the opportunity afforded us and look forward to working with you on this project.

Respectfully Submitted

Homero Hernandez  
Estimator/ Project Manager  
h.hernandez@hmelectricalservices.net

TEXAS ELECTRICAL CONTRACTOR (TECL) # 30904  
Regulated by the Texas Department of Licensing and Regulation  
PO Box 12157 Austin, Texas 78711  
800-803-0202 . 512-563-6599  
www.license.tx.us/complaints

1334 N RICHMOND RD WHARTON, TX 77488 (979) 532-1204

# 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.**  
 BLS Construction, Inc.  
 El Campo, TX United States

**Certificate Number:**  
 2023-1011175

**Date Filed:**  
 04/24/2023

**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

**Date Acknowledged:**  
 05/23/2023

**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.**  
 RFP 22-070  
 Fairgrounds Arena Canopy

| 4 | Name of Interested Party | City, State, Country (place of business) | Nature of interest (check applicable) |              |
|---|--------------------------|--|---------------------------------------|--------------|
|   |                          |  | Controlling                           | Intermediary |
|   |                          |  |                                       |              |
|   |                          |  |                                       |              |
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|   |                          |  |                                       |              |
|   |                          |  |                                       |              |

**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)