

**SECOND AMENDMENT
TO
AGREEMENT OF APRIL 15, 2020
WITH VACA UNDERGROUND
UTILITIES, INC.**

THIS SUPPLEMENTAL AGREEMENT is made and entered into this 11th day of May, 2023, and modifies the MASTER SERVICE AGREEMENT ("Agreement") effective April 15, 2020 ("Effective Date") by and between Fort Bend Grand Parkway Toll Road Authority, a local government corporation ("Authority"), and Vaca Underground Utilities, Inc., ("Contractor"). The Agreement is hereby modified as follows:

1. In accordance with Section 2.01 of the Agreement, the Authority and Contractor approve the addition of services evidenced by the proposal attached as **Exhibit B2** to this Supplemental Agreement.
2. The first sentence in Section 2.01 is replaced with the following sentence:

"In consideration for the Services, the Authority will pay the Contractor as described in **Exhibit B & B2** of this Agreement."
3. In accordance with Section 3.04 of the Agreement, as amended hereby, the Authority hereby exercises the second of three options to extend the Agreement for one year from June 30, 2023, extending the time for the Contractors performance of the Services under this Agreement to September 30, 2024.

This Supplemental Agreement does not alter, modify, or otherwise change any part of the Agreement, except as specifically stated in this Supplemental Agreement.

[Remainder of page intentionally left blank.]

Second Amendment
To Agreement of April 15, 2020

IN WITNESS WHEREOF, this Supplemental Agreement is hereby executed as of the date first set forth above.

FORT BEND GRAND PARKWAY TOLL ROAD
AUTHORITY, a local government corporation

By: James D. Rice
Name: James D. Rice

Title: Chairman

VACA UNDERGROUND UTILITIES, INC.

By: Everardo Vaca

Name: Everardo Vaca

Title: President



M. Salinas
05-11-23

EFFECTIVE DATE

THIS AGREEMENT IS EFFECTIVE ON THE DATE IT IS APPROVED BY THE FORT BEND COUNTY COMMISSIONERS COURT, AND IF NOT SO APPROVED SHALL BE NULL AND VOID.

DATE OF COMMISSIONERS COURT APPROVAL: _____

AGENDA ITEM NO.: _____

EXHIBIT B2
PRICING FORM

Item No.	Item Description	Unit	2023-24 Unit Price	Estimated Quantity	Extended Price
BASE BID					
6000-6060	REMOVE FOUNDATION	EA	\$ 1,200.00	5	\$ 6,000.00
6001-9050	UNINSTALL LUMINAIRE POLE (STORE ONSITE)	EA	\$ 1,800.00	5	\$ 9,000.00
6001-9051	MOVE LUMINAIRE POLE (STORE AT YARD)	EA	\$ 1,800.00	5	\$ 9,000.00
6001-9052	INSTALL LUMINAIRE POLE (LABOR ONLY)	EA	\$ 1,800.00	5	\$ 9,000.00

CONTRACTOR VERIFICATION STATEMENT

Reference is made to that certain Supplemental Agreement No. 2 ("Supplemental Agreement") to the Master Service Agreement effective April 15, 2020, between the Fort Bend Grand Parkway Toll Road Authority and Vaca Underground Utilities, Inc. (the "Contractor") dated effective as of the date shown below (as supplemented, the "Agreement"). In connection with the foregoing Agreement, Contractor hereby certifies and agrees that it

- (i) does not, nor will not, so long as the Agreement remains in effect, boycott Israel, as such term is defined in Chapter 808, Texas Government Code,
- (ii) does not engage in business with Iran, Sudan, or any foreign terrorist organization pursuant to Subchapter F of Chapter 2252 of the Texas Government Code;
- (iii) is not identified on a list prepared and maintained under Sections 806.051, 807.051, or 2252.153, Texas Government Code;
- (iv) does not, nor will not, so long as the Agreement remains in effect, boycott energy companies, as such term is defined in Chapter 809, Texas Government Code;
- (v) does not, nor will not, so long as the Agreement remains in effect, have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association, as defined in 2274.001(3), Texas Government Code; and
- (vi) is not (a) owned or controlled by (1) individuals who are citizens of China, Iran, North Korea, Russia or any designated country (as such term is defined in 113.003, Texas Business & Commerce Code); or (2) a company or other entity, including a governmental entity, that is owned or controlled by citizens of or is directly controlled by the government of China, Iran, North Korea, Russia, of any designated country; or (b) headquartered in China, Iran, North Korea, Russia or a designated country.

IN WITNESS WHEREOF, THE FOLLOWING INDIVIDUAL AS AN AUTHORIZED REPRESENTATIVE OF THE CONTRACTOR HEREBY EXECUTES AND DELIVERS THIS VERIFICATION STATEMENT EFFECTIVE AS OF THE EFFECTIVE DATE OF THE SUPPLEMENTAL AGREEMENT:

VACA UNDERGROUND UTILITIES, INC.



MSalinas
05-11-23

By: *Everardo Vaca*

Name: *Everardo Vaca*

Title: *President*