

STATE OF TEXAS                   §  
    §  
 COUNTY OF FORT BEND       §

**AMENDMENT TO AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES**

**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 RPS Infrastructure, Inc., (hereinafter "Consultant"), a company authorized to conduct business in the State of Texas.

WHEREAS, on June 14, 2022, the parties executed and accepted that certain Agreement for Professional Engineering Services for improvements to Witney Way under Project No. 20223x of the Mobility Bond Program, pursuant to SOQ 14-025 (hereinafter "Agreement"), incorporated fully by reference as if set forth verbatim below; and

WHEREAS, the parties desire to amend the Agreement to increase the total Maximum Compensation to provide continued Services under the Agreement.

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


1. County shall pay Consultant an additional twenty thousand dollars and 00/100 (\$20,000.00) for continued professional engineering services as described in Consultant's proposal dated May 15, 2023 attached hereto as Exhibit "A" and incorporated herein for all purposes.
2. The Maximum Compensation payable to Consultant for Services rendered is hereby increased to an amount not to exceed fifty-four thousand twenty-two dollars and 00/100 (\$54,022.00), authorized as follows:
  - \$ 34,022.00 under the Agreement; and
  - \$ 20,000.00 under this First Amendment.
3. In no case shall the amount paid by County for all Services under the Agreement and this Amendment exceed the Maximum Compensation stated herein without further written agreement executed by the parties.

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

*{EXECUTION PAGE FOLLOWS}*

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**

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


July 25, 2023  
Date




ATTEST:

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

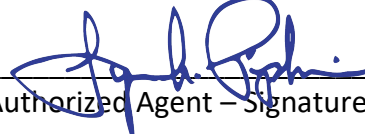
APPROVED:

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

APPROVED AS TO LEGAL FORM:

  
\_\_\_\_\_  
LaNetra S. Lary, Assistant County Attorney  
Chief, General Counsel Division

**RPS INFRASTRUCTURE, INC.**

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

Lynn Pipkin, PE  
Authorized Agent – Printed Name

Transport Leader, Houston

Title

June 30, 2023  
Date

**AUDITOR'S CERTIFICATE**

I hereby certify that funds are available in the amount of \$ **54,022.00** to accomplish and pay the obligation of Fort Bend County under this contract.

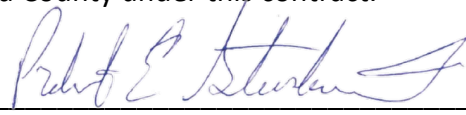
  
\_\_\_\_\_  
Robert Ed Sturdivant, County Auditor

Exhibit A: Consultant's proposal dated May 15, 2023

# EXHIBIT A



575 N. Dairy Ashford  
Suite 700  
Houston, Texas 77079  
T +1 281 589 7257

May 15, 2023

Mr. Ike Akinwande, P.E.  
Fort Bend County Engineering Department  
301 Jackson Street, Suite 400  
Richmond, TX 77469

RE: 20223X Witney Way - Amendment 1 Construction Phase Services Proposal  
RPS Project #008193

Dear Mr. Akinwande:

Thank you for the opportunity to submit RPS Infrastructure's proposal for providing Construction Phase Services for the above-mentioned project in Fort Bend County, Texas.

## Scope of Services

### Construction Phase Services

1. RPS will answer request for information (RFI) submittals for the County review. We will answer all RFI's within a reasonable time frame, typically not more than a week.
2. RPS will review contractor submittals as needed. These include shop drawings and working drawings furnished by the Contractor.
3. RPS will attend up to two (2) construction meetings/site visits, and a final walk-through.
4. Construction Phase services can be provided on a Time and Materials (T&M) basis for a cost not to exceed **\$20,000.00**.

### Basis of Estimate

The estimate is based on the tasks mentioned above. Modifications to the tasks after confirmation will be deemed to be additional services and will require subsequent authorization from the Client.

## Additional Services

Any additional meetings (including attendance at public meetings) not specifically defined in the scope of services will be at the direction of the Client or Client's representative and will be performed on an hourly fee basis. RPS could be authorized by Fort Bend County to perform such additional services under existing separate contracts.

## Exclusions

This scope of services does not include the following:

- Construction Administration, Management, or Inspection Services.
- Public involvement and additional meetings beyond those specifically noted in this scope.
- Design services beyond those specifically stated in this scope, including revisions to plans after final submittal and approval.
- Any other item not specifically listed in the Scope of Services.

These services, if required, and upon agreement from the Client, will be performed as an additional service.

## Project Schedule

RPS Infrastructure will commence work upon receipt of signed authorization from the client and will respond to any comments from the client in a timely manner.

All invoices will be prepared monthly and are due and payable within 30 days of receipt.

We appreciate the opportunity to provide this proposal and are available to answer any questions. You can call Jonathan Griffin at 281.902.3508 or email him at [Jonathan.griffin@rpsgroup.com](mailto:Jonathan.griffin@rpsgroup.com).

Sincerely,  
for RPS Infrastructure, Inc.



### **Bassem Talje**

Director, Business Development and Infrastructure  
[bassem.talje@rpsgroup.com](mailto:bassem.talje@rpsgroup.com)

# 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.**

RPS Infrastructure, Inc.  
Houston, TX United States

**Certificate Number:**  
2023-1041148

**Date Filed:**  
06/30/2023

**Date Acknowledged:**  
07/25/2023

**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

**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.**

Project No. 20223x  
Witney Way - Amendment 1 Construction Phase Services pursuant to SOQ 14-025

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

**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)