

Contractor does further understand and agree, said understanding and agreement also being of the absolute essence of this Agreement, that the total maximum compensation that Contractor may become entitled to and the total maximum sum that County may become liable to pay to Contractor shall not under any conditions, circumstances, or interpretations thereof exceed twenty-six million, seventy-three thousand, four hundred seventy-one dollars and no/100 (\$26,073,471.00).

3. Conflict

Except as modified herein, the Agreement remains in full force and effect and has not been modified or amended. If there is a conflict between this Amendment and the Agreement, the provisions of this Amendment shall prevail.

{EXECUTION PAGE FOLLOWS}

IN WITNESS WHEREOF, the parties hereto have signed or have caused their respective names to be signed to multiple counterparts.

FORT BEND COUNTY

KP George
County Judge KP George
KP George, County Judge

CREATIVE BUS SALES, INC.

Nick Corley
Authorized Agent- Signature

Nick Corley
Authorized Agent- Printed Name

Transit Bid Manager

Title

8/16/23
Date

August 22, 2023
Date



ATTEST:

Laura Richard
Laura Richard, County Clerk

REVIEWED by:

Perri L. D'Armond
Perri L. D'Armond
Fort Bend County Public Transportation Director

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$26,073,471.00 to accomplish and pay the obligation of Fort Bend County under this contract.

Robert E. Sturdivant
Robert E. Sturdivant, County Auditor

i:\agreements\2023 agreements\public transporation\creative bus sales (23-pt-101168-a1)\amendment to vehiclle purchase agreement (22-pt-101168-a1).docx bo

ATTACHMENT A

Price Increase Letter

June 27, 2023
Fort Bend County
Attn: Procurement Department

RE: Contract RFP: 22-034

Model 1 (dba Creative Bus Sales), would like to formally submit the price increase for Contract ID 22-034. This will cover the current two orders: PO #220525 and PO #224199. The request is based on the increased cost of body construction materials and components, as well as labor, freight surcharges and on the increase with the chassis costs from Ford, as discussed.

Mobility Trans did not receive the chassis allocation as hoped due to the timing of the order bank, submittals and Ford's production rate. However, we have identified 5 chassis from another OEM that we are able to utilize for this build. There is an increased cost for the chassis as well as the van conversions, partly due to the option content for these particular chassis. Please note and per my discussions with Thomas, that these chassis are single rear wheel versus dual rear wheel. There are no concerns with remaining under the GVWR for these van conversions.

Below is an outline of the cost increases that are being passed on from Ford and Mobility Trans. In an effort to continue our partnership with Fort Bend County, Model 1 is will to cover 50% of the conversion price increase for the first order of two vans.

Chassis Pricing

- \$44,687.00 was the Original Chassis Pricing
- \$48,292.00 is the pricing for the available 2023 Chassis
- **Delta is \$3,605.00**
 - (Please note that if these were 2024 chassis the chassis price would be \$53,776.00)
- Conversion Pricing from Mobility Trans based on building on these other chassis in July has an increase of \$13,414.00

We are requesting the following increases:

Listing of Awarded Item(s)

Vehicle Description	Current Contract Price	New Contract Price
PO #220525-2023 Transit Vans-Mobility Trans-Using Single Rear Wheel T350 Chassis. Model 1 will pay \$6,707.00 which is 50% of the conversion price increase. *Quantity (2)	\$189,698.00	\$210,322.00
PO #224199-2023 Transit Vans-Mobility Trans-Using Single Rear Wheel T350 Chassis *Quantity (3)	\$284,547.00	\$335,604.00

Model 1 thanks you in advance, for your review and consideration of this request. Our manufacturers understand the impact price increases create for our partners and strive to manage costs while minimizing any price increases to end users.

As the nation's largest transit vehicle dealership network, our focus continues to be on better serving our existing customers along with the ability to offer unparalleled sales, service and support. We look forward to a continued partnership with Fort Bend County and exceeding your expectations.

Sincerely,



Nick Corley

Transit Bid Manager

Ncorley@creativebussales.com

678-428-3356

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**

Certificate Number:
 2023-1059717

Date Filed:
 08/14/2023

Date Acknowledged:
 08/22/2023

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.
 Creative Bus Sales, Inc.
 Irving, TX United States

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.
 B22-034
 Transit Vehicles for Public Transportation

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)