

[illegible]

AMENDMENT TO AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES

This Amendment ("Amendment") is made and entered into by and between Fort Bend County, Texas ("County"), a political subdivision of the state of Texas, and RPS Infrastructure, Inc. ("Consultant"), a Texas company. County and Consultant may be referred to individually as a "Party" or collectively as the "Parties."

WHEREAS, the Parties previously entered into that certain agreement on or about January 24, 2023 (the “Agreement”) for the development of a Comprehensive Plan for the Old Fresno area under Mobility Bond Project No. 20227x pursuant to SOQ 14-025; and

WHEREAS, by execution of this Amendment, the Parties desire to amend the Agreement to provide for additional services and to increase the total Maximum Compensation for the completion of such services as set forth therein.

NOW, THEREFORE, in consideration of the foregoing, the Parties do mutually agree that the Agreement between the Parties is hereby amended as follows:

1. **Compensation.** County shall pay Consultant an additional One Hundred Forty Thousand Four Hundred Ninety-Three and 00/100 Dollars (\$140,493.00) for the performance and completion of additional services as described in Consultant's Proposal dated June 21, 2024 (the "Services") attached hereto as "Exhibit A-1" and incorporated by reference for all intents and purposes.
2. **Limit of Appropriation.** Consultant understands and agrees that the Maximum Compensation payable to Consultant for Services rendered under this Agreement is hereby increased to an amount not to exceed Six Hundred Six Thousand Eight Hundred Fifteen and 50/100 Dollars (\$606,815.50) authorized as follows:

\$466,322.50 under the Agreement; and
\$140,493.00 under this Amendment.

In no event shall the amount paid by County under this Agreement exceed the Maximum Compensation without a County approved change order. Consultant clearly understands and agrees, such understanding and agreement being of the absolute essence of this Agreement, that County shall have available the total maximum sum of Six Hundred Six Thousand Eight Hundred Fifteen and 50/100 Dollars (\$606,815.50) specifically allocated to fully discharge any and all liabilities County may incur under the Agreement.

Consultant does further understand and agree, said understanding and agreement also being of the absolute essence of the Agreement, that the total Maximum Compensation that Consultant may become entitled to and the total maximum sum that County may become liable to pay to Consultant under the Agreement shall not under any conditions, circumstances, or interpretations thereof exceed Six Hundred Six Thousand Eight Hundred Fifteen and 50/100 Dollars (\$606,815.50).

3. **Recitals.** The recitals set forth above are incorporated herein by reference and made a part of the Agreement.
4. **Human Trafficking.** BY ACCEPTANCE OF THIS AGREEMENT, CONSULTANT ACKNOWLEDGES THAT FORT BEND 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.
5. **Modifications and Conflict.** Except as modified herein, the Agreement shall remain in full force and effect and has not been otherwise modified or amended. If there is a conflict among documents that make up the Agreement, this Amendment shall prevail with regard to the conflict.

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FORT BEND COUNTY, TEXAS

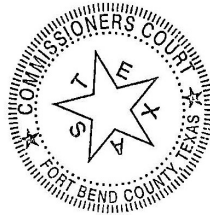
RPS INFRASTRUCTURE, INC.

KP George

KP George, County Judge

November 27, 2024

Date



ATTEST:

Laura Richard

Laura Richard, County Clerk

Bassem Talje

Authorized Agent – Signature

Bassem Talje

Authorized Agent- Printed Name

Director, Business Development

Title

11/6/2024

Date

APPROVED:

J. Stacy Slawinski

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

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$ 606,815.50 to accomplish and pay the obligation of Fort Bend County, Texas under this Agreement.

Robert E. Sturdivant

Robert E. Sturdivant,
County Auditor

i:\agreements\2024 agreements\engineering\rps infrastructure, inc. (23-eng-100447-a1)\amendment to agreement for professional engineering services (mobility bond no. 20227x -- old fresno road).docx (DRP 10.28.24)

EXHIBIT A-1

(Contractor's Proposal Follows Behind)

Our ref: 200-RPS008253

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

Date: June 21, 2024

Mr. Stacy Slawinski, PE
Fort Bend County
301 Jackson Street
Richmond, TX 77469

Subject: Proposal for Amendment #1 Comprehensive Plan for the Old Fresno Area PO#222956

Dear Mr. Ike Akinwande,

We appreciate the opportunity to work with the County as a Project Manager on the Comprehensive Plan for the Old Fresno Area. We continue to work hard to provide exceptional service, which includes always striving to improve from our lessons learned. We have expended the fees allocated to us previously and would like to request an additional fee be added to our contract.

We propose adding **\$140,493.00** to our contract on a time and materials basis. We anticipate the breakdown of additional project management effort as described in the exhibit attached to this letter proposal.

The following describes the tasks pending utility and agreements coordination per project:

- Task 102
 - Stakeholder Coordination (11 Freshwater meetings)
- Task 106
 - Comprehensive Plan Cost Estimating for Projects
- Task 108
 - Capital Improvement Programming List
- Task 109
 - Capital Improvement Programming List
- Task 110
 - Alternative Funding Research & Options
- Task 112
 - Public Meeting Mailing List

- Task 113
 - Exhibits & Materials for Public Meetings
 - Maps/Printouts/Content
- Task 114
 - Public Meetings & Engagement Support
 - Travel and Meeting Attendance, Staff Support
- Task 115
 - Public Involvement S
- Task 116
 - Coordination with the County/Client
 - TIRZ Meetings, and other support
- Task 117
 - Management & Administration (11 Meetings)
- Task 118
 - Wastewater Treatment Plant Feasibility Study
 - Research, Analysis of WWTP Feasibility for Fresno

RPS appreciates the opportunity to prepare this proposal for Fort Bend County Engineering and hopes that it meets with your approval. If you have any questions concerning this proposal, please feel free to contact me directly. RPS looks forward to a successful project delivery.

Yours sincerely,
for RPS Infrastructure, Inc.

Lynn Allen Pipkin, P.E.

Houston Office and Transportation Leader
lynn.pipkin@rpsgroup.com
+1 281 902 3504

Attachments: Exhibit A – Price Proposal
Exhibit B – Billing Rates

EXHIBIT A

Price Proposal										Labor Plan												Price Summary / Totals					
Development of Comprehensive Plan										Bill Rate >	12 Resource												Task Pricing Totals		140,493		
																							Specify Add'l Fees on Setup		0		
																							Technology Use Fee				
Development of Comprehensive Plan for Old Fresno Arena										Proj Area >													Total Price		140,493		
Submitted to: Fort Bend County																							Pricing by Resource				
Contract Type: T&M																											
Project Phases / Tasks			Schedule			Work Days Off	Work Days	Total Labor Hrs													Labor Rate Esc.	Labor	Subs	Travel	Mat'l's & Equip	ODCs	Task Pricing Totals
			From	Thru	Months																						
			04/29/24	02/29/24	0.0			676	5	85	72	109	160	173	-	45	15	2	5	5	0.00%	134,230	-	2,389	1,874	2,000	140,493
R0000101 - Data Gathering			04/29/24	02/29/24	0.0			-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
R0000102 - Stakeholder Coordina (11 Freshwater meetings)			04/29/24	10/01/24	5.0	12	99	100	-	-	40	60	-	-	-	-	-	-	-	-	-	-	-	-	-	29,014	
R0000103 - Needs Evaluation			04/29/24	06/01/24	1.1	3	21	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
R0000104 - Goals & Objectives								-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
R0000105 - Conceptual Plan			04/29/24	12/01/24	7.0	16	139	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
R0000106 - Cost Estimating			08/01/24	10/01/24	2.0	5	39	38	-	-	10	10	-	-	-	3	15	-	-	-	-	-	-	-	-	8,760	
R0000107 - Project Prioritizati			08/01/24	10/01/24	2.0	5	39	55	-	5	5	5	10	30	-	-	-	-	-	-	-	-	-	-	-	9,950	
R0000108 - Capital Improvement			06/01/24	08/01/24	2.0	5	39	16	-	2	2	2	-	10	-	-	-	-	-	-	-	-	-	-	-	3,140	
R0000109 - Comprehensive Plan F			05/01/24	10/01/24	4.9	11	99	70	5	5	-	-	30	30	-	-	-	-	-	-	-	-	-	-	-	10,500	
R0000110 - Alternative Funding			06/01/24	08/01/24	2.0	5	39	12	-	-	-	10	2	-	-	-	-	-	-	-	-	-	-	-	-	1,620	
R0000111 - Public Involvement Plan			04/29/24	10/01/24	5.0	12	99	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
R0000112 - Mailing List			05/01/24	05/15/24	0.5	1	9	4	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-	-	520	
R0000113 - Exhibits and Materia			04/29/24	12/01/24	7.0	16	139	77	-	5	-	-	48	24	-	-	-	-	-	-	-	-	-	-	-	11,080	
R0000114 - Public Meetings & En			04/29/24	11/01/24	6.0	14	119	63	-	4	-	-	20	15	-	12	-	2	5	5	-	-	-	-	-	10,450	
R0000115 - Public Involvement S			04/29/24	11/01/24	6.0	14	119	42	-	2	-	-	20	20	-	-	-	-	-	-	-	-	-	-	-	6,200	
R0000116 - Coordination with th			04/29/24	12/01/24	7.0	16	139	60	-	40	-	-	-	20	-	-	-	-	-	-	-	-	-	-	-	11,200	
R0000117 - Management & Adminis (11 meetings)			04/29/24	12/01/24	7.0	16	139	74	-	22	-	-	-	22	-	30	-	-	-	-	-	-	-	-	-	16,020	
R0000118 - WWTP Feasibility Study			04/25/70	06/15/74	48.8	112	973	65	-	-	15	32	18	-	-	-	-	-	-	-	-	-	-	-	-	17,060	
R0000950 - Direct Expenses			04/29/24	12/01/24	7.0	16	139	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4,979	
Totals			04/29/24	06/15/74	8838.0			676	5	85	72	109	160	173	-	45	15	2	5	5	0.00%	134,230	-	2,389	1,874	2,000	140,493

EXHIBIT B



RPS Infrastructure, Inc. BILLING RATES

<u>Labor Category</u>	<u>Hourly Rate</u>
Principal	\$330.00
Team Leader	\$300.00
Senior Project Manager	\$270.00
Project Manager	\$250.00
Senior Project Engineer	\$205.00
Senior Designer	\$180.00
Project Engineer	\$150.00
EIT	\$135.00
GIS Technician	\$130.00
CADD Technician	\$120.00
Environmental Manager	\$270.00
Senior Environmental Planner	\$200.00
Environmental Planner	\$160.00
Junior Environmental Planner	\$115.00
Administrative Assistant	\$105.00

RPS Infrastructure, Inc.

REIMBURSABLE EXPENSES

<u>Category</u>	<u>Unit Rate</u>
Plan Sheet Reproduction	
• Commercial B/W	\$0.15 Per Square Foot
• In-House B/W	\$0.25 Per Square Foot
• Color	\$1.75 Per Square Foot
Photocopying	
• Commercial B/W	\$0.20 Per Sheet
• In-House B/W	\$0.12 Per Sheet
• Color 8.5 x 11	\$0.75
• Color 11 x 17	\$1.25
Mileage	Current IRS Approved Rate
Plotting	
• Draft	\$4.00 Per Square Foot
Digital Copy	At Cost
Plan Reproduction, Deliveries, Telephone, Parking, and Tolls	

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:
2024-1235737

Date Filed:
11/06/2024

Date Acknowledged:
11/26/2024

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.

Proj. No. 20227x to SOQ 14-025
Development of Comprehensive Plan for the Old Fresno under Mobility Bond Project No. 20227x

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)