

THE STATE OF TEXAS     §  
  §  
COUNTY OF HIDALGO     §

**C-08-223-11-04**  
**SUPPLEMENTAL AGREEMENT NO. 1**  
TO AGREEMENT FOR PROFESSIONAL SERVICES

**THIS SUPPLEMENTAL AGREEMENT** is made pursuant to the terms and conditions of Article 7 of the Agreement made by and between **HIDALGO COUNTY**, acting herein by and through the **Commissioner’s Court**, hereinafter called the “**Owner**”, and Dos Logistics, Inc., Professional Engineers of, Weslaco, Texas, hereinafter called the “**Engineer**”.

**WITNESSETH**

**WHEREAS**, the **Owner** and the **Engineer** executed the **Agreement** on the 4<sup>th</sup> day of November, 2008 concerning civil engineering services for Hidalgo County Sheriff’s Office Substation in the Precinct No. 1 Area, (hereinafter referred to as the “**Project**”); and,

**WHEREAS**, Article 7 of the **Agreement**, (Supplemental Agreements), establishes that the terms of the Agreement may be amended by supplemental agreement if the Owner determines that (1) there is a need to extend the Termination Date identified in Article 3.1 hereof, (2) there has been a significant change in the scope, complexity or character of the services to be performed by the Engineer, and/or (3) for any other reason agreeable to the Owner and the Engineer; and,

**WHEREAS**, it has become necessary to amend the Agreement to:

- (1) Revise “Exhibit B- Scope of Work” of this Agreement to include construction staking for the Detention Pond.
- (2) Revise “Exhibit C- Work Schedule” of this Agreement to allow for the revision and completion of the additional work of the Project;
- (3) Revise “Exhibit D- Cost Proposal” of this Agreement to allow for additional compensation due to the Engineer for the additional work required to be performed due to the revision of the Scope of Work consisting of the need for construction staking for the detention pond, and;
- (4) Revise Article 5- “Services” of the Agreement to increase the lump sum fee payable by the Owner to the Engineer.

**A.     AGREEMENT**

**NOW THEREFORE**, premises considered, the **Owner** and the **Engineer** agree that said **Agreement** is amended as follows:

1.     Exhibit “B” of the Agreement (Services to be Provided by Engineer) is amended by “Exhibit B-1” titled “Revised Services to be Provided by Engineer,” and attached hereto.

2. Exhibit "C" of the Agreement (Work Schedule) is amended by "Exhibit C-1" titled "Revised Work Schedule," a copy of which is attached hereto.
3. Exhibit "D" of the Agreement (Cost Proposal) is amended by "Exhibit D-1" titled "Revised Cost Proposal," a copy of which is attached hereto.
4. Article 5 of the Agreement (Services) first sentence is amended for the purpose of the Supplemental No. 1 is deleted in its entirety and the following ins inserted in lieu thereof:

"For and in consideration of the services to be rendered by the Engineer, as identified in Article 2 and more particularly identified in Exhibit "B", as amended by Exhibit "B-1" attached hereto, the amount payable by the Owner to the Engineer for Services will be in the amount of \$126,962.80, subject to adjustment in accordance with Article 6.1 herein, will be provided in Exhibit C-Fee Breakdown as amended by Exhibit "C-1" and is attached hereto."

5. Except as modified herein, all terms and conditions of the Agreement, as amended for the purposes of this Supplemental No. 1 remain in full force and effect. Engineer and County ratify and confirm the terms and provisions of the Agreement as amended for the purposes of this Supplemental No. 1.

**IN WITNESS WHEREOF**, the Engineer and the Owner have caused this Supplemental Agreement No. 1 to the Agreement for Professional Services to be executed as of the 16<sup>th</sup> day of August, 2011.

**THE ENGINEER:**

**Dos Logistics, Inc.**

BY: \_\_\_\_\_  
Eric Ybarra, Principal

**THE OWNER:**

**HIDALGO COUNTY**

BY: \_\_\_\_\_  
Ramon Garcia, County Judge

**APPROVED AS TO FORM:  
ATLAS & HALL, LLP**

**ATTEST:**

BY: \_\_\_\_\_  
Stephen L. Crain

BY: \_\_\_\_\_  
Arturo Guajardo Jr., County Clerk

**LIST OF ATTACHMENTS**

- Exhibit B-1 – Scope of Work
- Exhibit C-1 – Work Schedule
- Exhibit D-1 – Cost Proposal

**EXHIBIT "B-1"**

**Revised Services to be Provided by the Engineer**

## **EXHIBIT "B-1"**

### **Revised Services to be Provided by the Engineer**

The project will consist of data collection, preliminary engineering analysis, engineering design, bidding assistance, and construction administrative services for a proposed Hidalgo County Sheriff Substation Expansion as shown below but not limited to, the following.

- Boundary/Topographic Survey (Approx. 12 acres)
- Coordination with Utilities & Onsite Utility Design (five feet outside the building line)
- 25 & 100 Year Storm Frequency Hydrologic and Hydraulic Modeling
- Onsite Hardscape Design (Paving, Roads, Parking & Sidewalk)
- Drawing Preparation
- Quantity take off
- Preparation of Specifications
- Opinion of Probable Construction Estimate
- Bidding and Negotiation Services (Bidding Assistance & Bid Opening)
- Construction Phase Services (shop Drawing Review, Site Visits, Interpretation & Clarification)
- Determine Design Detention pond sizing
- Re-grading Plan
- Construction Inspection Services limited to the civil improvements.
- Construction staking for Property Delineation
- Construction staking for Stormwater Detention Pond and Berm Area
- Construction staking for Stormwater System (Pipe and Inlet)
- Construction Staking for Stock Pile Site

**EXHIBIT "C-1"**  
**Revised Work Schedule**

**EXHIBIT "C-1"**  
**REVISED WORK SCHEDULE**

		2011-2012														
		Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct
<b>Revised Schedule Summary</b>	Duration															
Finalize Project planning and design	4 Weeks															
Commissioner Court Supplemental Approval	1 Week															
Construction Staking for Property Delineation	1 Week															
Construction Staking for Stormwater Detention Pond and Berm Area	1 Week															
Construction Staking for Stock Pile	1 Week															
Construction Staking for Stormwater System (Pipe and Inlets)	1 Week															
Bidding Assistance and Construction Inspection (Civil Section)	56 Weeks															

**EXHIBIT "D-1"**  
**Revised Cost Proposal**

**EXHIBIT D-1**  
Revised Cost Proposal

TASK	DL, INC											
	PRINCIPAL \$226/hr	PROJ. MANAGER \$300/hr	PROJECT ENGINEER \$156/hr	ENGINEER V \$192/hr	ENGINEER II 127/hr	DESIGN ENGINEER \$91/hr	CONST INSPECTOR \$85/hr	CAD TECHNICIAN \$74/hr	CLERICAL \$65/hr	SURVEY CREW \$65/hr	RPLS \$112/hr	Sub-Totals
<b>A. BASIC SERVICES:</b>												
<b>I. CIVIL ENGINEERING AND DESIGN</b>												
1.1 Site Survey (Topographic and Boundary Survey)			4						0	72	10	\$ 7,838.00
1.2 Coordination with Utilities & Onsite Utility Design			0			8			2			\$ 1,494.00
1.3 25 & 100 Year Storm Frequency Hydrologic and Hydraulic Analysis			8		24				2			\$ 4,426.00
1.4 Design Detention Pond			4		12				2			\$ 2,278.00
												\$
<b>TOTAL ENGINEERING &amp; DESIGN MAN-HOURS</b>	0	0	22	0	36	8	0	0	12	72	16	
<b>TOTAL ENGINEERING &amp; DESIGN FEES</b>	\$0	\$0	\$3,432	\$0	\$4,572	\$728	\$0	\$0	\$780	\$4,680	\$2,144	
<b>TOTAL ENGINEERING &amp; DESIGN COSTS</b>			\$18,338									
<b>II. DRAWING PREPARATION</b>												
2.1 General Notes		1	4			8		24				\$ 3,424.00
2.2 Estimated Quantities		1	4			8		24				\$ 3,424.00
2.3 Overall Site Plan		1	4			8		24				\$ 3,424.00
2.4 Site Staking Plan		1	4			8		24				\$ 3,424.00
2.5 Site Grading Plan		1	4			8		24				\$ 3,424.00
2.6 Overall Site Utility Plan		1	4			8		24				\$ 3,424.00
2.7 Pollution Prevention Plan (SW3P)		1	4			8		24				\$ 3,424.00
2.8 Expansion Joint Layout		1	4			8		24				\$ 3,424.00
2.9 Pavement and Sidewalk Details I		1	4			8		24				\$ 3,424.00
2.10 Pavement and Sidewalk Details II		1	4			8		24				\$ 3,424.00
2.11 Driveway Details		1	4			8		24				\$ 3,424.00
2.12 Parking and Stopping Details		1	4			8		24				\$ 3,424.00
2.13 Water Details I		1	4			8		24				\$ 3,424.00
												\$
<b>TOTAL DRAWING PREPARATION MAN-HOURS</b>	0	13	52	0	0	104	0	312	0	0	0	
<b>TOTAL DRAWING PREPARATION REVIEW FEES</b>	\$0	\$2,600	\$8,112	\$0	\$0	\$9,464	\$0	\$24,336	\$0	\$0	\$0	
<b>TOTAL DRAWING PREPARATION COST</b>			\$44,512									
<b>III. EVALUATION / PLAN REVIEW</b>												
3.1 Drawing Review		8	16									\$ 4,096.00
3.2 Prepare Civil Specifications		8	12						8			\$ 3,092.00
3.3 Prepare Opinion of Probable Cost		7	8						2			\$ 1,778.00
3.4 Engineering Review / QA-QC		8	12									\$ 3,472.00
												\$
<b>TOTAL EVALUATION / PLAN REVIEW MAN-HOURS</b>	0	26	48	0	0	0	0	0	10	0	0	
<b>TOTAL EVALUATION / PLAN REVIEW FEES</b>	\$0	\$5,200	\$7,488	\$0	\$0	\$0	\$0	\$0	\$850	\$0	\$0	
<b>TOTAL EVALUATION / PLAN REVIEW COST</b>			\$13,338									
<b>IV. CONSTRUCTION / BID PHASE</b>												
4.1 Bidding and Negotiation Services (Bidding Assistance)		4	8						2			\$ 2,178.00
4.2 Shop Drawing Review, Plan Interpretation and Clarification		4	8						2			\$ 2,178.00
4.3 Construction Inspection Services (Civil Portion Approx 3 months)							480					\$ 40,800.00
4.4 Construction Staking of Property Delineation												\$ 1,844.80
4.5 Construction Staking for Stormwater Detention and Berm Area												\$ 2,473.20
4.6 Construction Staking for Stormwater System (Pipe and Inlets)												\$ 2,335.20
4.7 Construction Staking of Stock Pile Site												\$ 867.60
												\$
<b>TOTAL CONSTRUCTION PHASE MAN-HOURS</b>	0	8	16	0	0	0	480	0	4	0	0	
<b>TOTAL CONSTRUCTION PHASE FEES</b>	\$0	\$1,600	\$2,408	\$0	\$0	\$0	\$40,800	\$0	\$280	\$0	\$0	
<b>TOTAL CONSTRUCTION PHASE COST</b>			\$52,777									
<b>TOTAL EST. MAN-HOURS FOR BASIC SERVICES</b>	0	47	138	0	36	112	480	312	28	72	16	
<b>TOTAL EST. FEES FOR BASIC SERVICES</b>	\$0	\$9,400	\$21,528	\$0	\$4,572	\$10,192	\$40,800	\$24,336	\$1,690	\$4,680	\$2,144	
<b>TOTAL EST. COST FOR BASIC SERVICES</b>			\$128,982.80									