THE STATE OF TEXAS §
§
COUNTY OF HIDALGO §

SUPPLEMENTAL AGREEMENT NO. 3
TO WORK AUTHORIZATION NO. 12
Contract No. C-07-358-09-04

THIS SUPPLEMENTAL AGREEMENT is made pursuant to the terms and conditions of the Agreement made by and between the HIDALGO COUNTY, acting herein by and through COMMISSIONER'S COURT, hereinafter called the "OWNER," and, R. Gutierrez Engineering Corporation, professional engineers of Pharr, Texas, hereinafter called "ENGINEER".

WHEREAS, OWNER and ENGINEER executed Work Authorization No. 12 to Contract No. C-07-358-09-04, on the 9th day of September 2008, to provide engineering and surveying services for the preliminary engineering, final design, and construction phase services for the improvement of an existing Hidalgo County Irrigation No. 2 drain ditch. Hidalgo County Drainage District No. 1 will take over the responsibility for the drain ditch and requires the ditch be upgraded, and it has now become necessary to revise the scope of work to include additional services;

WHEREAS, OWNER and ENGINEER executed Supplemental Agreement No. 1 to Work Authorization No. 12 to Contract No. C-07-358-09-04, on the 12th day of May 2009, to develop additional ROW parcels and;

WHEREAS, OWNER and ENGINEER executed Supplemental Agreement No. 2 to Work Authorization No. 12 to Contract No. C-07-358-09-04, on the 26th day of May 2009, to add a gated structure at the IBWC Floodway and to develop additional ROW parcels, and it has now become necessary to amend **Exhibit D – Fee Estimate**;

NOW THEREFORE, for and in consideration of the terms and provisions set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, OWNER and ENGINEER agree to the following amendment to Work Authorization No. 12 as follows:

1. **Exhibit D – Fee Estimate,** the estimated cost for services under this Work Authorization is amended and is included as **Exhibit D – Fee Estimate** included in this Supplemental Agreement. The actual amount payable for services under this Work Authorization will be in accordance with Article 5.

2. Except as amended by this Supplemental Agreement, the remaining provisions of the Agreement are unchanged and shall remain in full force and effect.

IN WITNESS WHEREOF, the ENGINEER and OWNER have caused this Supplemental Agreement No. 3 to Work Authorization No. 12, for Professional Engineering Services to be executed as of the ____ day of _____ 2013.

R. GUTIERREZ ENGINEERING CORPORATION

BY: _____, P.E.
Ramiro Gutierrez, P.E., President

HIDALGO COUNTY

BY: _____
Ramon Garcia, County Judge

ATTEST:

_____
Arturo Guajardo, Jr., County Clerk

LIST OF ATTACHMENTS

EXHIBIT D – Fee Estimate

HIDALGO COUNTY
Professional Engineering Services
Contract # C-07-358-09-04
Work Authorization No. 12

EXHIBIT D
Fee Estimate

TASK	PART I - CONTRACT AMOUNT
Basis for Engineering Fee based on Article 5A of Contract	
Project Estimated Construction Cost	$3,781,882
Engineering Services Fee (8% of Construction Cost)	$302,551
Topographic Survey Services Fee (2.5% of Construction Cost)	$94,547
Basic Fee (Prelim Eng, Design & Construction Services Fee)	**$397,098**
PART I - DATA COLLECTION & PRELIMINARY ENGINEERING AND DESIGN (50% of Basic Fee)	**$198,549**
DATA COLLECTION (40% of Prelim Eng Fee)	$79,420
SCHEMATIC DESIGN (60% of Prelim Eng Fee)	$119,129
SUB-TOTAL (Prelim Eng Fee)	**$198,549**
PART II - RIGHT-OF-WAY MAP (Add'l Services)	**$97,000**
OBTAIN TITLE REPORTS (Est 26 Parcels) (@ $600.00/Parcel) ***	$15,600
DEVELOP PARCELS & R.O.W. MAP (Est 37 Parcels) (@ $2,200.00/Parcel) ***	$81,400
SUB-TOTAL (R.O.W. Map Fee)	**$97,000**
PART III - FINAL DESIGN (30% of Basic Fee)	**$119,129**
30% Plans Submittal (30% of PS&E Fee)	$35,739
60% Plans Submittal (30% of PS&E Fee)	$35,739
90% Plans Submittal (30% of PS&E Fee)	$35,739
100% Plans Submittal (10% of PS&E Fee)	$11,913
SUB-TOTAL (PS&E Fee)	**$119,129**
PART iV - CONSTRUCTION SERVICES (20% of Basic Fee)	**$79,420**
Construction Services	$79,420
SUB-TOTAL (Construction Services Fee)	**$79,420**
PART V - SPECIAL SERVICES (Add'l Services)	**$980**
Printing (Est. 20 Sets @ 100 Sheets/Set @ 0.20/Sheet)	$400
Mileage (Est. 50 Trips @ 20 Miles/Trip @ 0.58/Mile)	$580
SUB-TOTAL (Special Services Fee)	**$980**
TOTAL	**$495,078**

*** Note: Title Reports and Parcels will be billed for the actual amount of Title Reports ordered and Parcels prepared at the rates shown.

R. Gutierrez Engineering Corporation — Transmittal Form

TO: Comm. Palacios
Hidalgo County Pct. 2
300 w. Hall Acres
Suite G
Pharr TX 78577

FROM: Jaime Jaimez
SUBJECT: South fork Drain
PROJECT NO.: Eng07.032L
DATE: 2/22/13

WE ARE SENDING YOU X ATTACHED ___ UNDER SEPARATE COVER VIA Hand Delivery THE FOLLOWING ITEMS:

___ BLUEPRINTS ___ PLANS ___ SHOP DRAWINGS ___ CD
___ CHANGE ORDER ___ SAMPLES ___ PAYMENT REQUEST X OTHER: INVOICE
___ BID TABULATION X CONTRACT DOCUMENTS ___ RECORD DRAWINGS ___ 3 1/2" DISKETTE

QUANTITY / SETS	DATED	ITEM DESCRIPTION
2	-	SA#3
1	2/12	INVOICE 3289 w/ backup

THESE ARE TRANSMITTED AS CHECKED BELOW:

___ FOR BIDS DUE ___ APPROVED AS NOTED ___ FOR YOUR RECORDS
___ FOR APPROVAL ___ APPROVED AS SUBMITTED ___ FOR YOUR ACKNOWLEDGEMENT
___ FOR YOUR USE ___ RETURN FOR CORRECTIONS ___ RESUBMIT FOR APPORVAL
___ AS REQUESTED ___ FOR FURTHER PROCESSING ___ ON LOAN
___ FOR REVIEW AND COMMENT ___ FOR SIGNATURE ___ OTHER

RECEIVED
FEB 22 2013

COMMENTS:

Copy Distribution: file

Received by: X Elizabeth Casas

130 East Park Ave. - Pharr, TX 78577 - Tel: 956 - 782 - 2557 - Fax: 956 - 782 - 2558 - Email: jaime@rgec.net