

EXHIBIT "C"
HIDALGO COUNTY, TEXAS
Agreement #C-18-220-09-25 Work Authorization Form

WORK AUTHORIZATION NO. 04

THIS WORK AUTHORIZATION is made pursuant to and in accordance with the terms and conditions of the Agreement between Hidalgo County, Texas ("County" or "Owner") and Terracon Consultants, Inc., a Delaware Corporation ("Laboratory"). Dated September 25, 2018 ("Agreement") for the Hidalgo County Courthouse Project ("Project").

PART 1. WORK DESCRIPTION

The purpose of this Work Authorization is for the Laboratory to provide under the Agreement Services, generally described as follows:

The Initial Microbial Assessment Services will include the following tasks:

Task 1: The initial assessment will be limited to a visual hygiene assessment within accessible areas of the indoor environment, visual inspection of a representative number of air handler units (AHUs), and measurements of temperature, relative humidity, and moisture content of suspect building materials. If suspect fungal growth is observed surface samples may be collected using non-destructive methods.

Task 2: Terracon will prepare a written report describing the sampling methods and the results of the initial microbial assessment evaluation. Terracon will compare sampling results and site measurements to TDLR regulations and consensus standards and guidelines and provide recommendations for additional assessment or remedial actions considered warranted by sampling results and site observations. Refer to attached Exhibit 1

PART 2. PRICE

The estimated not to exceed fee for all Services under this Work Authorization is \$ 24,280.00 ("Price"). This fee assumes up to 7 days onsite to complete the visual assessment. Refer to attached Exhibit 1

PART 3. PAYMENT

Payment to the Laboratory for the Services established under this Work Authorization that have been completely, properly and timely provided shall be made in accordance with the terms of the Agreement and any specific additional payment terms in the Proposal to which the Owner agrees.

PART 4. FUNDING

This Work Authorization No. 04 shall be funded through funding source:

Account No. _____

Requisition Number _____ (MUST BE INCLUDED AFTER CC APPROVAL)

PART 5. PERIOD OF SERVICE

The Services shall be provided according to Laboratory's Proposal dated July 23, 2018, EXHIBIT "A". This Work Authorization shall become effective on the date of final acceptance of the parties hereto, and terminate upon the proper completion of the Services, unless the Services are terminated earlier by the County made with or without cause.

PART 6. RESPONSIBILITIES AND OBLIGATIONS

Laboratory shall be responsible for completely, properly and timely providing all Services. This Work Authorization and the Services are subject to all applicable terms and conditions of the Agreement. This Authorization does not waive the parties' responsibilities and obligations provided under the Agreement.

PART 7. ACKNOWLEDGEMENT AND CONFIRMATION

The Program Manager for the Project has reviewed and recommends approval of this Work Authorization.

BY: _____

For: Jacobs Project Management Co. (Program Manager)

PART 8. LIMITATIONS, ACCEPTANCE AND APPROVAL

This Work Authorization is hereby accepted and approved by Hidalgo County, Texas:

- a) Approval for Price of \$50,000.00 or less: by Owner's Designated Representatives Valde Guerra, Michael Leo and Sergio Cruz when acting jointly and unanimously on behalf of the Owner with respect to this Work Authorization or any such other County employee that the County shall designate with prior notice to the Laboratory; or
- b) Approval for Price greater than \$50,000.00: by Commissioners' Court on _____ as indicated below by signature of County Judge.

[Signature page follows.]

Effective Date: _____

THE LABORATORY:
Terracon Consultants, Inc.



By: Jorge A. Flores, Principal

THE OWNER:
Hidalgo County, Texas
(\$50,000.00 or less)

By: Valde Guerra

By: Isaac Sulemana

By: Sergio Cruz

By: Armando Garza Jr.

ATTEST:

THE OWNER:
Hidalgo County, Texas
(more than \$50,000.00)

By: Arturo Guajardo, Jr., County Clerk

By: Richard Cortez, County Judge

LIST OF ATTACHMENTS

Exhibit 1 - Proposal for Initial Microbial Assessment

March 23, 2021

Jacobs Engineering
112 East Cano Street
Edinburg, Texas 78539

Attn: Mr. Oscar Garcia
P: (956) 357-4507
E: Oscar.garcia@jacobs.com

Re: Proposal for Microbial Assessment
New Hidalgo County Courthouse Building
1000 West McIntyre Street
Edinburg, Texas 78520
Terracon Proposal P88217071

Dear Mr. Garcia:

Terracon Consultants, Inc. (Terracon) is pleased to submit this proposal to Jacobs Engineering (Client) to conduct an initial site investigation and periodic follow up evaluations for fungal contamination at the above referenced facility.

A. Project Information

Terracon has been requested to conduct a Microbial Assessment within the New Hidalgo County Courthouse Building.

If the above information is inaccurate, or if Terracon should be aware of additional information, please contact us as soon as possible so that we may consider any necessary revisions to this proposal.

The Microbial Assessment will be conducted in general accordance with state regulations from the Texas Department of Licensing and Regulation (TDLR) in the *Mold Assessors and Remediators Administrative Rules, 2017 (MARAR)*, and consensus guidelines from the American Conference of Governmental Industrial Hygienist (ACGIH[®], *Bioaerosols; Assessment and Control*, 1999) and American Society of Testing and Materials (ASTM[®], *Standard Guide for Assessment of Fungal Growth in Buildings*, Method D7338-10).

Terracon has a 100% commitment to the safety of all its employees. As such, and in accordance with our Incident and Injury Free[®] safety culture, Terracon will develop a safety plan to be used by our personnel during field services. Prior to commencement of on-site activities, Terracon will

hold a meeting to review health and safety needs for this specific project. At this time, we anticipate performing fieldwork in modified OSHA Level D personal protective equipment (PPE) consisting of a hard hat (if required), high visibility vest, safety glasses, hearing protection (if required), and safety-toe boots. Because of COVID-19 concerns, Terracon staff will wear cloth face coverings and practice physical distancing during the industrial hygiene survey. If additional PPE is required by this facility, please let us know.

B. Scope of Services

The microbial assessment will be limited to a visual hygiene assessment within accessible areas of the indoor environment, visual inspection of a representative number of air handler units (AHUs), and measurements of temperature, relative humidity, and moisture content of suspect building materials. If suspect fungal growth is observed surface samples may be collected.

Methods

The visual evaluation will be conducted in accordance with regulations from the TDLR, and consensus standards and guidelines from ACGIH, ASTM. Building materials that exhibit suspect fungal growth will be sampled by transparent tape lift and analyzed by bright field microscopy in accordance with ACGIH recommended protocols. Up to 35 tape lift samples may be collected in the initial evaluation and up to 8 tape lift samples may be collected for each follow-up inspection. Sporulating fungi will be microscopically identified to genus or group based on morphology of reproductive structures. The samples will be submitted for analysis under chain of custody (COC) protocol to a TDLR-licensed Mold Analysis Laboratory.

Temperature and relative humidity will be measured with a TSI Q-Trak air quality monitor, or equivalent. Data will also be collected in the outdoor environment to provide comparison results.

Moisture content of suspect building materials will be confirmed with a digital moisture meter, Model DT-100, from Professional Equipment Company, or equivalent.

Schedule

The above scope of services may begin within three working days following receipt of the executed Agreement for Services.

Conditions

Items to be provided by the Client include:

- n The legal right-of-entry to conduct the assessment.

- n Any restrictions or special access requirements regarding the site shall be made known to Terracon prior to site mobilization.
- n Any known environmental conditions at the site (i.e., hazardous materials or processes, specialized protective equipment requirements, unsound structural members, etc.) shall also be communicated to Terracon prior to site mobilization.
- n Client will provide a point-of-contact during time on-site that will provide building access and assist in accessing AHUs for inspection as needed.

Report

Terracon will prepare a written report describing the sampling methods and the results of the initial microbial assessment evaluation and each follow up inspection. Terracon will compare sampling results and site measurements to TDLR regulations and consensus standards and guidelines and provide recommendations for additional assessment or remedial actions considered warranted by sampling results and site observations. The report will not contain information, data, or professional opinions that pertain to the relative degree of risk associated with individual personal exposure to fungi. Unless otherwise instructed, an electronic version of the final report will be submitted to the email address indicated herein. The final report will be submitted to the Client within 15 working days after receipt of the analytical results.

Reliance

The final report will be prepared for the exclusive use and reliance of the Jacobs Engineering. Reliance by any other party is prohibited without the written authorization of Jacobs Engineering and Terracon.

If the Client is aware of additional parties that will require reliance on the final report, the names, addresses and relationship of these parties should be provided for Terracon approval prior to the time of authorization to proceed. Terracon will grant reliance on the final report to those approved parties upon receipt of a fully executed Reliance Agreement (available upon request). If, in the future, the Client and Terracon consent to reliance on the Microbial Assessment report by a third party, Terracon will grant reliance upon receipt of a fully executed Reliance Agreement and receipt of an additional fee of \$400.00 per relying party. Reliance on the final report by the Client and all authorized parties will be subject to the terms; conditions and limitations stated in the Agreement for Services (and sections of this proposal incorporated therein), the Reliance Agreement, and the report.

C. COMPENSATION

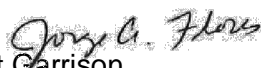
The services described above will be performed for a lump sum fee as shown in the table below. This lump sum fee estimate includes mobilization, TDLR-licensed Mold Assessment Consultant professional labor, laboratory fees, shipping fees and report preparation.

TASK	Authorized Yes/No*	Lump Sum Fee
1 – Initial Microbial Assessment	<input type="checkbox"/> Yes <input type="checkbox"/> No	\$24,280.00
2 – Periodic/Follow-up Microbial Assessment	<input type="checkbox"/> Yes <input type="checkbox"/> No	\$7,145.00 (each inspection)
Lump Sum Total		\$

If the Scope of Services meets with your approval, work may be initiated by returning a copy of the executed Agreement for Services to Eloy Palacios via electronic mail at Eloy.Palacios@terracon.com or fax at 956.283.8279. The terms, conditions and limitations stated in the Proposal for Services shall constitute the exclusive terms and conditions for services to be performed for this project. This proposal is valid only if authorized within 60 days from the proposal date.

We appreciate the opportunity to provide this proposal and look forward to working with you on this project. If you have any questions or comments regarding this proposal or require additional services, please give me a call.

Sincerely,


FOR 
 Robert Garrison
 Principal
 Department Manager, Industrial Hygiene


 Eloy Palacios
 Project Manager

Attachments: Agreement for Services
 TDLR Consumer Mold Information Sheet

Anyone who believes a company or individual has violated the rules in the MARAR can file a complaint with TDLR. For information on this process, call 1-800-803-9202, or complete the online complaint form at <https://www.tdlr.texas.gov/complaints/>