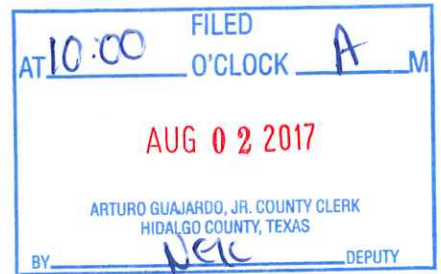


THE STATE OF TEXAS §
COUNTY OF HIDALGO §

PROFESSIONAL SERVICES AGREEMENT
C-17-168-07-11



THIS AGREEMENT is made effective the 11th day of July, 2017, by and between the County of Hidalgo, Texas ("County") and MTME, LLC d/b/a Modern Technology-Modern Environment ("Engineer").

WITNESSETH:

WHEREAS, the County requires engineering services for the: "Ground Water, Gas Monitoring and Groundwater Data Evaluation at Closed Landfill Site - (GWSAP)" located within Hidalgo County Precinct No. 4 and *(to remain in compliance with TCEQ)*, and

WHEREAS, the County of Hidalgo solicited Request for Qualifications (RFQ) for the development and establishment of a yearly pool for "Professional Engineer Services", and

WHEREAS, from which "Professional Engineer" has been selected from the "Pool" of pre-qualified Engineers from response to the Request for Qualifications (RFQ), and

WHEREAS, County has determined that the services of "Professional Engineer" are sometimes necessary to carry out the required Engineer activities; and

WHEREAS, pursuant to Texas Government Code Section 2254.002, "The Professional Services Procurement Act," the County requested proposals from professional right-of-way Engineer to assist the County by providing review of Engineer services; and

WHEREAS, County has selected the Engineer to provide the review engineering services within *Hidalgo County Precinct No. 4*, in accordance to Exhibit "A-1", Request for Qualifications (RFQ) Procurement Packet and through its procured approved pool of Engineers.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, County and Engineer do mutually agree as follows:

1. **Scope of Services.** Engineer agrees to provide to County “**Engineer Services**” for the “**Ground Water, Gas Monitoring and Groundwater Data Evaluation at Closed Landfill Site**” project located within **Hidalgo County Precinct No. 4**, and *(to remain in compliance with TCEQ)* as shown in Exhibit “A” attached hereto and entitled “Services to be provided by the Engineer”. *In the event the Engineer does not provide engineering services of the highest quality prior to the date specified on the purchase order, the Purchase Order will become NULL and VOID. If such Purchase Order becomes NULL and VOID and engineering services are secured from another firm, Engineer will be responsible for any additional charges or expenses incurred by Hidalgo County.*

Further, in the event that it is demonstrated by Engineer that Hidalgo County has caused or delayed thus preventing the Engineer from meeting the specified agreed upon deadline to provide the engineering services, Engineer must advise with written notice to the Purchasing Department to authorize and to secure additional time to comply.

2. **Non-Exclusive Services of Engineer.** Hidalgo County reserves the right to request these services from other sources other than the Engineer and shall not be in violation of any terms or conditions of this Agreement. The County assumes no liability or obligation for payment to the Engineer for work performed or costs incurred by the Engineer prior to the date authorized by the County for the Engineer to begin work, during periods when work is suspended, or subsequent to the Termination Date.

3. **Term.** This Agreement is shall be for a period of **three (3) years**, effective, **July 11, 2017**, and will expire **July 10, 2020**, with the **County’s option to extend/renew for an additional two (2) one (1) year terms**, (under the same rates, terms and conditions or unless sooner terminated as provided herein). The Engineer will not begin work or incur costs until authorized in writing by the County for each “Purchase Order”.

4. **Compensation.** As consideration for rendering the Services provided for in this Agreement, the County agrees to pay the Engineer the amounts specified in Exhibit "B-1" attached

EXECUTED as of the day and year first written above.

Approved by Commissioners' Court on July 11, 2017.

APPROVED AS TO FORM:
Atlas, Hall & Rodriguez, LLP

By: [Signature]
Stephen L. Crain, Attorney

COUNTY OF HIDALGO, TEXAS

By: [Signature]
Ramon Garcia, County Judge

APPROVED BY
COMMISSIONERS' COURT
ON: 7/11/17 gub

ENGINEER:
MTME, LLC d/b/a
Modern Technology - Modern Environment

By: [Signature]

Printed Name: George M. "Mitch" Hudgins

Title: President

ATTEST:

[Signature]
Arturo Guajardo, Jr., County Clerk



ATTACHMENTS:

- EXHIBIT A-1 -Request for Qualifications (RFQ) Procurement Packet
- EXHIBIT A -Scope of Services to be provided by the Engineer
- EXHIBIT B -Engineering Rates
- EXHIBIT B-1 -Engineering Cost Proposal and Fee Breakdown
- EXHIBIT C -Certificate of Insurance (*Hidalgo County*)

MTME, LLC d/b/a Modern Technology-Modern Environment
"Ground Water, Gas Monitoring and Groundwater
Data Evaluation at Closed Landfill Site - (GWSAP)" - PCT 4

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