

STATE OF TEXAS           §  
  §  
COUNTY OF HIDALGO    §

**AMENDMENT  
TO  
PROFESSIONAL ENGINEERING SERVICES AGREEMENT  
(C-11-099-05-24)**

This **AMENDMENT** to the professional engineering services agreement for: "**Ground Water, Gas Monitoring and Groundwater Data Evaluation at Closed Landfill Site**" located within **Hidalgo County Precinct No. 4** in connection to contract# **C-11-099-05-24**, dated May 24, 2011, by and between **Hidalgo County, Texas** ("County") and **George M. "Mitch" Hudgins d/b/a Modern Technology-Modern Environment** ("Engineer") is entered into between the parties effective this **20<sup>TH</sup>** day of **January, 2015**.

**WHEREAS**, Engineer and County entered into an Agreement dated May 24, 2011, in which Engineer agreed to provide professional engineering services for the purpose of "**Ground Water, Gas Monitoring and Groundwater Data Evaluation at Closed Landfill Site**" located within **Hidalgo County Precinct No. 4** (the "Contract");

**WHEREAS**, TCEQ has advised the Engineer that the "Groundwater Sampling and Analysis Plan" (GWSAP) needs to be updated in accordance with 30 TAC Section 330.491 (a) and 40 CFR, Part 258, Appendix I.

**WHEREAS**, the Engineer, and County now desire to amend the Professional Services Agreement to amend Exhibit A –Services to be provided by Engineer-Modified Scope of Work/Cost Proposal for the (GWSAP) to the Agreement;

**WHEREAS**, the parties desire to amend the Agreement as hereinafter provided.

**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, County and Company hereby agree to the following amendment to the Contract:

1. Exhibit A-Services to be provided by Engineer-Scopes/Cost Proposal is hereby amended by the addition of the following:

**EXHIBIT A-2-Modified Scope of Work/Cost Proposal for the (GWSAP)**

2. Except as modified herein, all terms and conditions of the Contract, as amended, remain in full force and effect and Company and County ratify and confirm the terms and provisions of the Contract as amended.

**EXECUTED IN DUPLICATE ORIGINALS** and effective as of the day and year first written above.

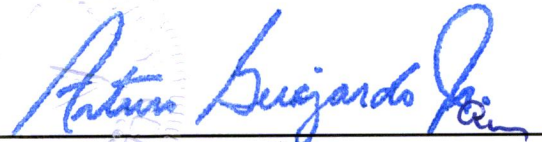
**ENGINEER:**  
**GEORGE M. "MITCH" HUDGINS**  
d/b/a/ **MODERN TECHNOLOGY-MODERN ENVIRONMENT**

By:   
George M. "Mitch" Hudgins, P.E.

**HIDALGO COUNTY, TEXAS**

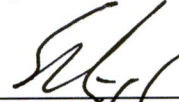
By:   
Ramon Garcia, County Judge

**ATTEST:**

By:   
Arturo Guajardo, Jr., County Clerk

Approved by Commissioners' Court  
on 1-20-15 RD

**APPROVED AS TO FORM:**  
**Atlas, Hall & Rodriguez, L.L.P.**

By:   
Stephen L. Crain, Attorney

# EXHIBIT A-2

## Modern Technology-Modern Environment

13 July 2014

Leticia H. Saenz, CPPB/Contracts Manager  
Hidalgo County Purchasing Department  
2802 South Business Hwy. 281  
Edinburg, Texas 78539

RE: Proposal for Scope and Cost for change to current agreement to:  
Prepare a Permit Modification for a new Groundwater Sampling and Analysis Plan (GWSAP)  
Hidalgo County Precinct 4

Per your request, I have prepare a Scope of Work and Cost Proposal for revision of the GWSAP.  
The Scope Includes:

1. Discuss and/or visit with TCEQ MSW Permits Division personnel for specific requirements.
2. Prepare and submit the new GWSAP and the accompanying permit modification.
3. Address TCEQ comments and make required revisions.

This scope of work can be accomplished within a budget of \$14,000.

Invoicing will be on an hourly-rate plus expenses basis. The rate schedule from the groundwater sampling project is included as Attachment 1. There will be no rate increase for this work. The budget will not be exceeded without authorization, and is not a lump-sum or fixed-price. Invoices will be submitted no more frequently than once per month.

I look forward to working with you on this project.

**Respectfully submitted,**  
Modern Technology – Modern Environment  
Texas Registered Engineering Firm F-10265



Mitch Hudgins, P.E.

attachment

**Attachment 1**  
**Modern Technology – Modern Environment**  
**Rate Schedule**  
**As of January 2011**

GENERAL DESCRIPTION	HOURLY BILLING RATES
Senior Engineer, P.E.	\$110.00
Engineering Assistant	\$75.00
Engineering Technician	\$60.00
Draftsperson/CAD	\$50.00
Word Processor/Project Support	\$35.00
Vehicle milcage rate	\$0.51 or current Comptroller's rate
Project Expenses	At cost

The above rates include all employees' wages, payroll burdens, overhead, and profit. Client is charged for time actually spent on the project. Non-project stenographic, general clerical and accounting work, general office expense, and general administrative costs are included in overhead. These costs are not billed separately.

**D. Pct. 4**

**1. AI -48120**

**APPROVED**

Acceptance and approval of "AMENDMENT" to Exhibit A- (Scope of Work/Cost Proposal ) for professional services agreement#E-14-293-06-30 (C-11-099-05-24) with GEORGE M. "MITCH" HUDGINS d/b/a MODERN TECHNOLOGY-MODERN ENVIRONMENT, due to, TCEQ notice to Engineer that the "Groundwater Sampling and Analysis Plan" (GWSAP) needs to be updated in accordance with 30 TAC Section 330.491 (a) and 40 CFR, Part 258, Appendix I and in order to remain in compliance with TCEQ.

**2. AI -48118**

Acceptance and approval of **Change Order No. 4** for an extension of sixty (60) days and zero additional dollars to Contract No. C-13-072A-11-19 with **Couric Enterprises, LLC dba Foremost Construction** as reviewed/approved by project architect of record, Mata-Garcia Architects, LLP for: Hidalgo County Precinct No. 4 -"Construction of a Community Resource Center in San Carlos" with authority for County Judge, or Court Member to execute document.

**E. Health & Human Services Dept.**

**1. AI -48007**

Presentation of sole responsible vendor submitting the lowest and best bid and meeting all specifications and/ or requirements (as detailed in the documentation contained herein) for the purpose of award and approval of contract for Request for Bid titled: Hidalgo County Health and Human Services- "Laboratory Services" through project No.: 2014-415-MEG.

**F. Facilities Management:**

**1. AI -48122**

Acceptance and approval of Certificate of Construction Completion as submitted by Pro Tech Mechanical - Valley, LLC in connection with the Hidalgo County Facilities Management - "Replacement of a 160 ton Chiller for the Old Administration Building (100 E. Cano, Edinburg, TX" (PO#711021) with authority for Mr. Valde Guerra, Executive Officer, to sign document on behalf of Facilities Management and Hidalgo County Judge Ramon Garcia to execute the Certificate of Construction Completion.

**2. AI -48032**

Acceptance and approval to award proposals received from Herrera and Hunt, Inc., awarded Job Order Contractor through County's participation with HCDE-Choice Facility Partners JOC contract No. JOC-09-040JC-07, for the following projects:

A. "Turnkey Installation of a Bullet Proof Window at JP Pct. 1 Pl. 1 -JP Saenz" in the amount of: \$2,848.16. (2015-040-MSS).

B. "Turnkey Installation of a Bullet Proof Window W/Tray at JP Pct. 1 Pl. 2 -JP Morales" in the amount of: \$5,260.32 (2015-040A-MSS).

**G. Colonia Access Program Pct. 1**

**1. AI -48030**

Requesting acceptance and approval to execute a Professional Engineer agreement # C-CAP-14-397-10-28 for the provision of construction materials testing services for Pct No. 1 Border Colonia Round III with Millennium Engineers Group, Inc. as authorized and approved for negotiations by CC on 10/28/14.

**H. Colonia Access Program Pct. 2**



**AGENDA  
HIDALGO COUNTY  
COMMISSIONERS COURT  
MEETING  
January 20, 2015  
9:30 A.M.**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held at Edinburg Council Chambers, 415 W. University Drive, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

1. **Roll Call**
2. **Pledge of Allegiance**
3. **Prayer**
4. **Approval of Consent Agenda**
5. **Open Forum**
6. **County Judge's Office:**
  - A. **AI -48187** Resolution in honor of Robert L. Lozano on his appointment to the Board of Directors for the Federal Reserve Bank.
  - B. **AI -48111** Proclamation Declaring January 2015 as National Human Trafficking Prevention Month
  - C. **AI -48189** Discussion and update on RGV Day in Austin and Legislative Tour
  - D. **AI -48077** Approval to appoint one Representative and one Alternate to the Amigos del Valle Board.
  - E. **AI -47870**
    1. Presentation by the Hidalgo County Historical Commission.
    2. Approval of the appointment/reappointment of members to the Hidalgo County Historical Commission for the 2015-2016 term.
  - F. **AI -48175** Discussion and possible action on Amendment to the Interlocal Agreement between Hidalgo County, City of Mission, and Mission TIRZ
7. **Executive Officer - Valde Guerra:**

- 3. **AI -48173** Supplemental Court Guardianship (1250):  
Approval of 2015 appropriation of funds in the amount of \$50,000.00 to fund legal services.
- 4. **AI -48020** Justice Court Building Security Fund (1245):  
Approval of appropriation of funds for the Justice Court Building Security Fund in the total amount of \$ 10,000 to cover the cost proposal from Herrera & Hunt for the final installation of two cashier windows at Pct.1 JP Offices.

**B. Interfund transfers:**

- 1. **AI -47992**
  - A. Certificate of Obligation, Series 2014 (1445)  
Approval of 2015 interfund transfer from Co Wide Adm (1100) to CO 2014 (1445) in the amount of \$598,531.00 to fund the 2015 interest payment and fiscal agent fees.
  - B. Refunding Bonds, Series 2014C (1446)  
Approval of 2015 interfund transfer from Co Wide Adm (1100) to Refunding Bond 2014C (1446) in the amount of \$187,047.00 to fund the 2015 February interest payment and fiscal agent fees.
  - C. Tax Notes, Series 2014 (1401)  
Approval of 2015 interfund transfer from Co Wide Adm (1100) to Tax Notes 2014 (1401) in the amount of \$1,257,895.00 to fund the 2015 principal & interest payments and fiscal agent fees.

- C. **AI -47975** 1115 Waiver DSRIP (1100):
  - 1. Approval to undesignate the amount of \$1,000,000.00 in the year 2015 for expenditures related to the 1115 Waiver Program.
  - 2. Approval of 2015 appropriation of funds in the amount of \$1,000,000.00 to fund program expenditures.

- D. **AI -48172**
  - 1. Approval to correct salary schedule discrepancies adopted during the 2015 budget process as listed in Exhibit A, effective 1/01/2015.
  - 2. Approval of transfer(s).
  - 3. Approval to revised salary schedule in accordance with Commissioners Court action.

- E. **AI -48139** TxDOT-Precinct No.1(1315):  
Approval to issue check payable to Texas Department of Transportation Trust Fund in the amount of \$1,700.00 for additional estimated direct costs for the engineering phase for the CR 229 (Mile 17 1/2 Road) at Drainage Ditch off system bridge project.(CSJ: 0921-02-290)

**21. Purchasing Department - Marty Salazar:**

**Notes:**

**A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE AVAILABLE ON THE COUNTY INTRA-NET WEBSITE AND WILL BE FOWARDED VIA E-MAIL, FAX OR HAND DELIVERED TO HIDALGO COUNTY AUDITOR'S OFFICE.**

**B. ANY AND ALL REQUESTS FOR PAYMENT(S) APPROVED WILL BE SUBJECT TO COUNTY AUDITORS PROCESSING PROCEDURES INCLUDING AUTHORITY FOR COUNTY TREASURER TO ISSUE PAYMENT(S)/CHECK(S).**

**A. Hidalgo County**

# APPROVED

AI -48120

Purchasing Department 21. D. 1.

CC - REGULAR

**Meeting Date:** 01/20/2015

**Submitted For:** Marty Salazar, PURCHASING DEPT.

**Submitted By:** Letty Saenz, PURCHASING DEPT.

**Department:** PURCHASING DEPT.

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## Information

### CAPTION

Acceptance and approval of "AMENDMENT" to Exhibit A- (Scope of Work/Cost Proposal ) for professional services agreement#E-14-293-06-30 (C-11-099-05-24) with GEORGE M. "MITCH" HUDGINS d/b/a MODERN TECHNOLOGY-MODERN ENVIRONMENT, due to, TCEQ notice to Engineer that the "Groundwater Sampling and Analysis Plan" (GWSAP) needs to be updated in accordance with 30 TAC Section 330.491 (a) and 40 CFR, Part 258, Appendix I and in order to remain in compliance with TCEQ.

### BACKGROUND

Amendment-MTME

Contract #E-14-293-06-30 (C-11-099-05-24)

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## Fiscal Impact

**FISCAL YEAR:** 2015

**ACCT. #:** 5-1100-432-00-124-001-0-334

**FUNDS AVAILABLE Y/N?:**

**MATCHING FUNDS Y/N?:**

### BUDGETARY IMPACT:

AI-48181 will provide the appropriate funds to cover the cost of the amendment.

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## Attachments

Amendment - MTME (GWSAP)-Pct 4

contract #E-14-293-06-30 (C-11-099-05-24)-MTME-(GWSAP) Pct 4

Legals approval-Amendment -MTME

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## Form Review

<b>Inbox</b>	<b>Reviewed By</b>	<b>Date</b>
Purchasing Department	Marty Salazar	01/16/2015 09:44 AM
Budget & Management	Veronica Ortiz	01/16/2015 09:46 AM
Auditor's Office	Monica Badillo	01/16/2015 06:31 PM
Form Started By: Letty Saenz		Started On: 01/14/2015 05:01 PM
Final Approval Date: 01/16/2015		