

STATE OF TEXAS           §  
  §  
COUNTY OF HIDALGO   §

**FIRST AMENDMENT TO CONSTRUCTION CONTRACT  
C-14-362-10-28**

This **FIRST AMENDMENT** to Construction Contract # C-14-362-10-28 “**Sioux Road Paving and Drainage Improvements Project from Tower Road to Val Verde Road**”, dated October 18, 2014, by and between **HIDALGO COUNTY, TEXAS** (“County”) and **2GS, LLC**. (“Company”) is entered into between the undersigned parties effective this **17<sup>TH</sup>** day of **March, 2015**.

**WHEREAS**, Company and County entered into that certain Contract dated October 18, 2014, in which Company agreed to provide certain construction services for “**Sioux Road Paving and Drainage Improvements Project (from Tower Road to Val Verde Road)**” in Hidalgo County Precinct No. 1 (the “Contract”);

**WHEREAS**, the parties desire to modify the Scope of Work in the Contract by Exhibit A-1 attached hereto;

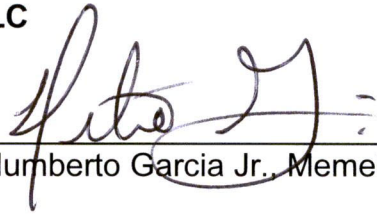
**WHEREAS**, the parties desire to amend the Contract as hereinafter provided.

**NOW THEREFORE**, for and in consideration of the terms and provisions set forth herein, 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. The Scope of Work of the Contract is modified by the terms and provisions of Exhibit A-1 attached hereto.
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.

2GS, LLC

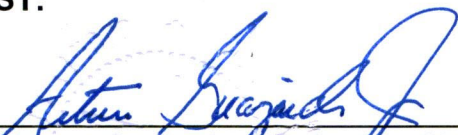
By:   
Humberto Garcia Jr., Member

HIDALGO COUNTY, TEXAS

Approved by Commissioners' Court  
on 3-17-15 <sup>RO</sup>

By:   
Ramon Garcia, County Judge

ATTEST:

By:   
Arturo Guajardo, Jr., County Clerk

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

By:   
Stephen L. Crain, Attorney

EXHIBIT A-1

**2GS, LLC**

P.O. Box 595  
Peñitas, Texas 78576

March 9, 2015

Mr. Sesin  
Hidalgo County Planning Dept.

RE: Sioux Road Paving & Drainage Imp.  
Change in Scope of Work

Mr. Sesin,

Per your request, I have prepared a description of the Scope of Work and Cost Proposal for the performance of extending the work limits approximately 1/2 Mile west from the intersection of Tower Road and Sioux Rd.

The Scope of Work Includes:

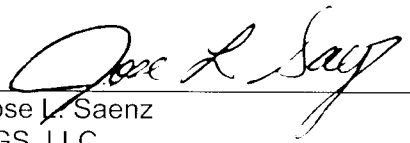
1. 5,587 SY - Excavate & Treat with 2% Lime of existing road @ \$6.80/sy
2. 1LS - Traffic Control @ \$1,582.51
3. 1LS - Pavement Marking @ \$6,177.24
4. 5,079 SY - 2" HMAC Type D @ \$9.00/sy
5. 5,079 SY - Prime Coat (MC30) @ \$0.40/sy
6. 30 Additional Days to perform extra work

The total cost proposal for this change in scope of work is \$93,493.95 and will be billed on a per Unit Price schedule as itemized.

Additionally, the contract time will be increased by 30 Calendar Days to perform this additional work.

Please review and let me know if you should have any questions or need anything else from us.

Cordially,

  
\_\_\_\_\_  
Jose L. Saenz  
2GS, LLC  
Office Manager

Ph: (956) 424-3414



Fax: (956) 683-6149

Zimbra

moises.salazar@co.hidalgo.tx.us

**RE: Amendment to Construction Contract -Pct. 1 -Sioux Rd Paving and Drainage Improvements.****From :** Steve Crain <scrain@atlashall.com>

Thu, Mar 12, 2015 04:06 PM

**Subject :** RE: Amendment to Construction Contract -Pct. 1 -Sioux Rd Paving and Drainage Improvements.**To :** 'Moises Salazar' <moises.salazar@co.hidalgo.tx.us>

It works.

**From:** Moises Salazar [mailto:moises.salazar@co.hidalgo.tx.us]**Sent:** Thursday, March 12, 2015 3:28 PM**To:** Steve Crain**Subject:** Re: Amendment to Construction Contract -Pct. 1 -Sioux Rd Paving and Drainage Improvements.

Hello Mr. Crain.

Attached please find the First Amendment with revisions requested.

Appreciate your help.

Thank you.

From the desk of:

*Moises Salazar, Buyer III**Hidalgo County Purchasing Department**2802 South Business Hwy 281**Edinburg, TX 78539**(956) 292-7000 Ext. 4863**(956) 318-2626**(956) 292-7612 Fax**[moises.salazar@co.hidalgo.tx.us](mailto:moises.salazar@co.hidalgo.tx.us)***From:** "Moises Salazar" <moises.salazar@co.hidalgo.tx.us>**To:** "Steve Crain" <scrain@atlashall.com>**Sent:** Thursday, March 12, 2015 11:07:57 AM**Subject:** Re: Amendment to Construction Contract -Pct. 1 -Sioux Rd Paving and Drainage Improvements.

Hello Mr. Crain,

For your review and/or approval, attached you will find the revised First Amendment to Construction Contract, Pct. 1 -Sioux Road Paving &amp; Drainage Improvements.

Thank you.

From the desk of:

*Moises Salazar, Buyer III**Hidalgo County Purchasing Department**2802 South Business Hwy 281**Edinburg, TX 78539**(956) 292-7000 Ext. 4863**(956) 318-2626**(956) 292-7612 Fax**[moises.salazar@co.hidalgo.tx.us](mailto:moises.salazar@co.hidalgo.tx.us)***From:** "Martha Salazar" <martha.salazar@co.hidalgo.tx.us>**To:** "Steve Crain" <scrain@atlashall.com>**Cc:** "Moises Salazar" <moises.salazar@co.hidalgo.tx.us>, "Raul Sesin" <raul.sesin@hcdd1.org>**Sent:** Wednesday, March 11, 2015 5:20:53 PM**Subject:** Fwd: Amendment to Construction Contract -Pct. 1 -Sioux Rd Paving and Drainage Improvements.

Mr. Crain:  
Please review and comment as to form. Mr. Sesin was engineer on project.  
Thanks,  
Marty S.

**From:** "Moises Salazar" <[moises.salazar@co.hidalgo.tx.us](mailto:moises.salazar@co.hidalgo.tx.us)>  
**To:** "MRS MARTHA L. SALAZAR" <[martha.salazar@co.hidalgo.tx.us](mailto:martha.salazar@co.hidalgo.tx.us)>  
**Sent:** Wednesday, March 11, 2015 5:06:20 PM  
**Subject:** Amendment to Construction Contract -Pct. 1 -Sioux Rd Paving and Drainage Improvements.

Ms Marty  
As per your request, please see attached Amendment to the Construction Contract with 2GS, LLC for Precinct No. 1 -Sioux Road Paving & Drainage Improvements.

Please forward to legal for review.

As a comment, I did a search on agenda quick for amendments to construction contracts and none was found. Construction Change Orders have been the usual process for changes on projects. For information, attached are articles in the contract related to change orders and amendments.

Please advise.

Thank you.

From the desk of:

*Moises Salazar, Buyer III*

*Hidalgo County Purchasing Department  
2802 South Business Hwy 281  
Edinburg, TX 78539  
(956) 292-7000 Ext. 4863  
(956) 318-2626  
(956) 292-7612 Fax  
[moises.salazar@co.hidalgo.tx.us](mailto:moises.salazar@co.hidalgo.tx.us)*

1. AI-48876

Approval of the First (1st) Amendment to the current construction contract C-14-362-10-28 between Hidalgo County Precinct No. 1 and 2GS, LLC for the provision of additional construction services in connection with Precinct #1 -Sioux Road Paving & Drainage Improvements Project (from Tower Road to Val Verde Road).

F. Pet. 2

1. AI-48931

*Sally's funding*

A. Acceptance and approval to execute the final form of a Professional Engineering Agreement (subject to legal counsel's review)with I&G Engineering, for "On-Call Services for Road and Bridge, CIP, and other Projects in General," for Pet 2, and as approved for negotiations on CC 2-17-15;

B. Acceptance and approval of Work Authorization No. 1 (with an estimated cost of \$375,918.70) as submitted by project engineer, I&G Engineering for engineering services for "a Feasibility Study on East Eldora Rd.; West Eldora Rd.; Sioux Rd; Overpass at US 83 and 2nd St; and Cesar Chavez Rd" within Hidalgo County Pet. No. 2 through Contract #C-15-097-03-17.

2. AI-48917

A. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional engineering services.

B. Presentation of scoring grid (for the purpose of ranking by CC) of the firms graded and evaluated through the County's approved "pool" of professional construction materials testing and geo-technical testing services for Pet No.2 "ON CALL SERVICES".

Evaluators	Earth Co.	PSI Engineering	I&G Engineering
Scoring	88	90	93
Ranking	3	2	1

C. Authority for the Purchasing Department to negotiate a professional contract with the No. 1 ranked firm *L & G Eng.* for construction materials testing and geo-technical testing services for Pet No.2 "ON CALL SERVICES".

3. AI-48879

A. Pursuant to Tx. LGC, Chapters Sections, 263.151(2)(B)(C)(D) and 263.152(a)(2), action to declare six (6) [tractor/mower] units "Surplus"[detailed & described in the Exhibit attached herein] and approval to dispose of the units for the purpose of disposition as "trade-ins" toward the acquisition of new units;

B. Requesting authority to purchase three (3) tractors (as detailed in supporting documentation) through John Deere awarded vendor through Hidalgo County's participation-membership with TASB Buyboard Contract #447-14 to include:

- 1. Three (3) JD 5065E Utility Tractors in the amount of \$ 94,262.64, and;
- 2. Three (3) JD MX7 Lift-Type Rotary Cutter-540 RPM PTO in the amount of 10,827.30;

C. Less trade-in value for 6 Units in the amount of \$52,500.00 for a final total of (a) & (b) of \$52,589.94 which includes fees.

4. AI-48848

Requesting acceptance and approval of Work Authorization No. 2 (with an estimated cost of \$170,237.76) as submitted by L&G Engineering, Contract No. C-15-046-03-03, to provide a