

THE STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**SUPPLEMENTAL AGREEMENT NO. 5
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, and it has now become necessary to further revise the scope of services;

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, and it has now become necessary to further revise the scope of services;

WHEREAS, OWNER and ENGINEER executed Supplemental Agreement No. 3 to Work Authorization No. 12 to Contract No. C-07-358-09-04, on the 26th day of February, 2013, and it has now become necessary to further revise the scope of services;

WHEREAS, OWNER and ENGINEER executed Supplemental Agreement No. 4 to Work Authorization No. 12 to Contract No. C-07-358-09-04, on the 16th day of December, 2014, and it has now become necessary to revise the fee estimate for **PART VI – Special Services (Full Time Inspection)**;

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 revised 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. 5 to Work Authorization No. 12, for Professional Engineering Services to be executed as of the ____ day of _____ 2015.

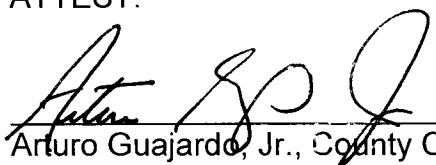
R. GUTIERREZ ENGINEERING CORPORATION

BY: 
Ramiro Gutierrez, P.E., President

HIDALGO COUNTY

BY: 
Ramon Garcia, County Judge

ATTEST:


Arturo Guajardo, Jr., County Clerk

APPROVED BY
COMMISSIONERS' COURT
ON: 7/21/15

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	\$3,928,208
Engineering Services Fee (8% of Construction Cost)	\$314,257
Topographic Survey Services Fee (2.5% of Construction Cost)	\$98,205
Basic Fee (Prelim Eng, Design & Construction Services Fee)	\$412,462
PART I - DATA COLLECTION & PRELIMINARY ENGINEERING AND DESIGN (50% of Basic Fee)	\$206,231
DATA COLLECTION (40% of Prelim Eng Fee)	\$82,492
SCHEMATIC DESIGN (60% of Prelim Eng Fee)	\$123,739
SUB-TOTAL (Prelim Eng Fee)	\$206,231
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)	\$123,739
30% Plans Submittal (30% of PS&E Fee)	\$37,122
60% Plans Submittal (30% of PS&E Fee)	\$37,122
90% Plans Submittal (30% of PS&E Fee)	\$37,122
100% Plans Submittal (10% of PS&E Fee)	\$12,374
SUB-TOTAL (PS&E Fee)	\$123,739
PART IV - CONSTRUCTION SERVICES (20% of Basic Fee)	\$82,492
Construction Services	\$82,492
SUB-TOTAL (Construction Services Fee)	\$82,492
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
PART VI - SPECIAL SERVICES (Full-Time Inspection)	\$46,992
Full Time Inspector (Est. 18 weeks @40 hrs = 720 hours @ \$95.00/hr) ***	\$68,400
Mileage (Est. 180 Trips @ 20 Miles/Trip @ 0.58/Mile) ***	\$2,088
SUB-TOTAL (Full-time Inspection Fee)	\$70,488
TOTAL	\$580,930

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

Full-time inspection will be billed for the actual amount of time of inspection and actual number of trips to the project.

HCDD#1 to award base bid to Texas Cordia Construction, the responsible bidder that submitted the lowest and best bid

On motion by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 -Unanimously

5. **AI-50524** Requesting approval of Supplemental Agreement No. 5 with R. Gutierrez Engineering Corporation, Contract C-07-358-09-04 resulting in an estimated cost increase of \$23,496.00 for services under Work Authorization No. 12 for the South Fork Drainage Project.

On motion by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 -Unanimously

6. **AI-50307** A. Requesting exemption from competitive bidding requirements under Texas Local Government Code, Chapter 262.024, (a)(4) a professional service;

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 - Unanimously

B. Requesting approval to enter into a service contract with Pharr Literacy Project, dba, Rio Grande Valley Literacy Center, Inc. to provide [to at least 30] Hidalgo County Precinct No. 2 Employees "Workplace Literacy Classes" in an amount not to exceed \$6,420.00.

On motion by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 -Unanimously

E. Pct. 4

1. **AI-50439** Acceptance and approval of Change Order No. 8 for additional 19 days due to rain days and dry out days for the months of June and early July, Contract No. C-14-067-06-03 with JCon Construction, LLC as reviewed/approved by project architect of record, Mata-Garcia Architects, LLP for: Hidalgo County Precinct No. 4 -"Construction of the Linn-San Manuel Emergency Services Facilities" with authority for County Judge, or Court Member to execute document.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 - Unanimously

2. **AI-50532** Acceptance and approval of "**Amendment**" to Professional Services Agreement#**C-14-278-07-29** with **George Jaime Salazar II d/b/a APPRAISAL HAUS (deleting first sentence of paragraph 3 in its entirety and substituted in lieu thereof to extend the "term" of the agreement to reflect for a period of two (2) years, commencing, July 29, 2014, expiring, July 28,2016)**for the purposes of "**Appraisal Services**" for: **(job specific project): "Sale of Properties"** within **Hidalgo County Precinct No. 4.**

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 - Unanimously

F. Constables

1. **AI-50423** Constable Pct. #3:
Requesting approval to purchase through the County's membership/participation with Houston Galveston Area Council (H-GAC) awarded vendor, Caldwell Country Chevrolet (Contract #VE11-13) in the total amount of \$32,293.25 which includes delivery and a one time administration fee through-Project #15-245-OGG.

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 3, JOE M. FLORES, the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 - Unanimously