

**AMENDMENT NO. 2
TO CONTRACT FOR
PROFESSIONAL SERVICES**

The City of Corpus Christi, Texas hereinafter called "CITY", and **R. H. SHACKELFORD, INC.**, hereinafter called "ENGINEER," agree to the following amendment to the Contract for Professional Services for **Citywide Street Overlay and Sealcoat Indefinite Delivery/Indefinite Quantity Program – Pilot Program (Project No. E12215)**, as authorized and amended by:

Original Contract	December 17, 2012	Administrative Approval	\$45,750.00
Amendment No. 1	July 23, 2013	Motion No. 2013-116	\$194,847.00

EXHIBIT "A", PART III. FEES, SECTION C. Summary of Fees shall be amended to include fee for Develop Post-Award Delivery Orders with Construction Administration and Warranty Phase as set forth in the attached Amendment No. 2 Exhibit "A".

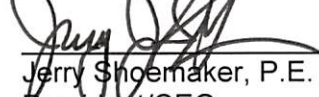
EXHIBIT "A" PART 3. FEES SECTION C. SUMMARY OF FEES shall be modified for a fee not to exceed **\$548,513.00 (Five Hundred Forty Eight Thousand Five Hundred Thirteen Dollars and Zero Cents)**, for a total restated fee not to exceed **\$789,110.00 (Seven Hundred Eighty Nine Thousand One Hundred Ten Dollars and Zero Cents)**. Monthly invoices will be submitted in accordance with Exhibit "B".

All other terms and conditions of the December 17, 2012 contract between the City and ENGINEER will remain in full force and effect.

CITY OF CORPUS CHRISTI

Mark Van Vleck, P.E. (Date)
Interim Assistant City Manager

R. H. SHACKELFORD, INC.



Jerry Shoemaker, P.E. 25 Nov 13 (Date)
President/CEO
5151 Flynn Parkway, Suite 300
Corpus Christi, TX 78411
(361) 452-0318 Office

RECOMMENDED



Daniel Biles, P.E. 11/25/13 (Date)
Director of Engineering Services

ENTERED

NOV 22 2013

CONTRACT MANAGERS

Operating Department (Date)

APPROVED

Office of Management and Budget (Date)

Project No. E12215
Fund Name: Street Fund
Fund Source No. 530215-1041-12430-E12215
Encumbrance No. <u>E12215 ART 12B</u>

11-25-13

APPROVED AS TO FORM

Legal Department (Date)

ATTEST

Armando Chapa, City Secretary (Date)

**Citywide Street Overlay and Sealcoat
Indefinite Delivery/Indefinite Quantity Program - Pilot Program
Project No. E12215**

SUMMARY OF FEES

Fees	ORIGINAL CONTRACT	AMD. NO. 1	AMD. NO. 2	TOTAL
Basic Services				
1. Preliminary Phase (Complete)	\$45,750.00	\$0.00	\$0.00	\$0.00
2. Design Phase	0.00	104,784.00	0.00	104,784.00
3. TDLR and TPDES coordination and permitting (ALLOWANCE)	0.00	37,879.00	0.00	37,879.00
4. Bid Phase	0.00	7,265.00	0.00	7,265.00
5. Construction Administration Phase (Initial DO's with award)	0.00	25,980.00	0.00	25,980.00
6. Public Involvement (ALLOWANCE)	0.00	18,939.00	0.00	18,939.00
Subtotal Basic Services Fee	45,750.00	194,847.00	0.00	240,597.00
Additional Services (Allowance)				
1. Permit Preparation	0.00	To Be Determined	0.00	0.00
2. Develop Post-Award Delivery Orders with Construction Admin.	0.00	To Be Determined	516,947.00	516,947.00
2. ROW Acquisition Survey	0.00	0.00		
3. Topographic Survey and Parcel Descriptions	0.00	To Be Determined	0.00	0.00
4. Environmental Issues	0.00	To Be Determined	0.00	0.00
5. Public Involvement	0.00	0.00	0.00	0.00
6. Subsurface Utility Investigation	0.00	0.00	0.00	0.00
6. Construction Observation Services	0.00	To Be Determined		
6. Start-up Services	0.00	0.00		
7. Warranty Phase	0.00	To Be Determined	31,566.00	31,566.00
Subtotal Additional Services Fee	0.00	0.00	548,513.00	548,513.00
Total Fees	\$45,750.00	\$194,847.00	\$548,513.00	\$789,110.00
	12/17/12	7/23/13	12/10/13	
	Admin. Approval	M2013-116		

COMPLETE PROJECT NAME
Project No. E11088
Invoice No. 12345
Invoice Date:

	Contract	Amd No. 1	Amd No. 2	Total Contract	Amount Invoiced	Previous Invoice	Total Invoice	Percent Complete
Basic Services:								
Preliminary Phase	\$15,117	\$0	\$0	\$15,117	\$0	\$1,000	\$1,000	7%
Design Phase	20,818	0	0	20,818	1,000	500	1,500	7%
Bid Phase	0	0	0	0	0	0	0	n/a
Report Phase	14,166	0	0	14,166	0	0	0	0%
Construction Phase	0	0	0	0	0	0	0	n/a
Subtotal Basic Services	\$50,101	\$0	\$0	\$50,101	\$750	\$1,500	\$2,500	5%
Additional Services:								
Permitting	\$0	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Warranty Phase	0	0	0	0	0	0	0	n/a
Inspection	9,011	0	0	9,011	0	0	0	0%
Platting Survey	29,090	0	0	29,090	0	0	0	0%
Reporting	1,294	0	0	1,294	0	0	0	0%
O & M Manuals	TBD	TBD	TBD	TBD	TBD	TBD	0	0%
SCADA	TBD	TBD	TBD	TBD	TBD	TBD	TBD	0%
Subtotal Additional Services	\$39,395	\$0	\$0	\$39,395	\$0	\$0	\$0	0%
Summary of Fees								
Basic Services Fees	\$50,101	\$0	\$0	\$50,101	\$750	\$1,500	\$2,500	5%
Additional Services Fees	39,395	0	0	39,395	0	0	0	0%
Total of Fees	\$89,496	\$0	\$0	\$89,496	\$750	\$1,500	\$2,500	3%



City of
Corpus
Christi

SUPPLIER NUMBER
TO BE ASSIGNED BY CITY
PURCHASING DIVISION

CITY OF CORPUS CHRISTI DISCLOSURE OF INTEREST

City of Corpus Christi Ordinance 17112, as amended, requires all persons or firms seeking to do business with the City to provide the following information. Every question must be answered. If the question is not applicable, answer with "NA". See reverse side for Filing Requirements, Certifications and definitions.

COMPANY NAME: RH Shackelford, Inc.

P. O. BOX: _____

STREET ADDRESS: 5151 Flynn Parkway, Suite 300 CITY: Corpus Christi ZIP: 78411

FIRM IS: 1. Corporation 2. Partnership 3. Sole Owner
4. Association 5. Other

DISCLOSURE QUESTIONS

If additional space is necessary, please use the reverse side of this page or attach separate sheet.

1. State the names of each "employee" of the City of Corpus Christi having an "ownership interest" constituting 3% or more of the ownership in the above named "firm."

Name	Department (if known)	Job Title	and	City
<u>N/A</u>				
_____	_____	_____		_____
_____	_____	_____		_____
_____	_____	_____		_____

2. State the names of each "official" of the City of Corpus Christi having an "ownership interest" constituting 3% or more of the ownership in the above named "firm."

Name	Title
<u>N/A</u>	
_____	_____
_____	_____
_____	_____

3. State the names of each "board member" of the City of Corpus Christi having an "ownership interest" constituting 3% or more of the ownership in the above named "firm."

Name	Board, Commission or
<u>N/A</u>	Committee
_____	_____
_____	_____
_____	_____

4. State the names of each employee or officer of a "consultant" for the City of Corpus Christi who worked on any matter related to the subject of this contract and has an "ownership interest" constituting 3% or more of the ownership in the above named "firm."

Name	Consultant
<u>N/A</u>	
_____	_____
_____	_____
_____	_____

FILING REQUIREMENTS

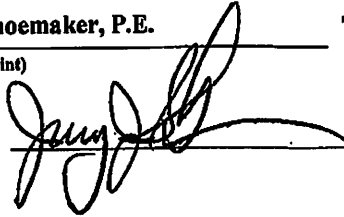
If a person who requests official action on a matter knows that the requested action will confer an economic benefit on any City official or employee that is distinguishable from the effect that the action will have on members of the public in general or a substantial segment thereof, you shall disclose that fact in a signed writing to the City official, employee or body that has been requested to act in the matter, unless the interest of the City official or employee in the matter is apparent. The disclosure shall also be made in a signed writing filed with the City Secretary. [Ethics Ordinance Section 2-349 (d)]

CERTIFICATION

I certify that all information provided is true and correct as of the date of this statement, that I have not knowingly withheld disclosure of any information requested; and that supplemental statements will be promptly submitted to the City of Corpus Christi, Texas as changes occur.

Certifying Person: Jerry Shoemaker, P.E. Title: President/CEO
(Type or Print)

Signature of Certifying Person:



Date: 14 MAR 2013

DEFINITIONS

- a. "Board member." A member of any board, commission, or committee appointed by the City Council of the City of Corpus Christi, Texas.
- b. "Economic benefit". An action that is likely to affect an economic interest if it is likely to have an effect on that interest that is distinguishable from its effect on members of the public in general or a substantial segment thereof.
- c. "Employee." Any person employed by the City of Corpus Christi, Texas either on a full or part-time basis, but not as an independent contractor.
- d. "Firm." Any entity operated for economic gain, whether professional, industrial or commercial, and whether established to produce or deal with a product or service, including but not limited to, entities operated in the form of sole proprietorship, as self-employed person, partnership, corporation, joint stock company, joint venture, receivership or trust, and entities which for purposes of taxation are treated as non-profit organizations.
- e. "Official." The Mayor, members of the City Council, City Manager, Deputy City Manager, Assistant City Managers, Department and Division Heads, and Municipal Court Judges of the City of Corpus Christi, Texas.
- f. "Ownership Interest." Legal or equitable interest, whether actually or constructively held, in a firm, including when such interest is held through an agent, trust, estate, or holding entity. "Constructively held" refers to holdings or control established through voting trusts, proxies, or special terms of venture or partnership agreements."
- g. "Consultant." Any person or firm, such as engineers and architects, hired by the City of Corpus Christi for the purpose of professional consultation and recommendation.