

AMENDMENT NO. 2 TO GLO CONTRACT NO. 22-198-000-D623

THE GENERAL LAND OFFICE (the "GLO") and **BRAZORIA COUNTY** ("Local Government"), each a "Party" and collectively "the Parties" to GLO Contract No. 22-198-000-D623 (the "Contract"), desire to amend the Contract. Therefore, the parties agree as follows:

- 1. **SECTION 1.02 i)** is deleted in its entirety and replaced with the following:
 - "i) In the event of conflicts or inconsistencies between this Contract, its Attachments, federal and state requirements, and any documents incorporated herein by reference, such conflicts or inconsistencies shall be resolved by reference to the documents in the following order of priority: all applicable laws, rules, and regulations; the signed Contract; Attachment A, Attachment C, Attachment B, and Attachment D."
- 2. **SECTION 1.03 a)** is deleted in its entirety and replaced with the following:

"1.03 PROJECT

- a) Local Government shall maintain the number of linear feet of beach and dunes along the Bluewater Highway and Beach Access Road Five (the "Project") as agreed between the GLO and the Local Government. The GLO shall provide funding to Local Government for it to carry out the Project, as authorized by SB8."
- 3. **SECTION 2.01** of the Contract is amended to reflect a termination date of May 1, 2026.
- 4. **ATTACHMENT D** to the Contract, **WORK PLAN, BUDGET, AND MAP**, is incorporated herein in its entirety for all purposes. Any reference to "Work Plan" is hereby replaced with "Work Plan, Budget, and Map."
- 5. This Amendment shall be effective upon the date of last signature.
- 6. The terms and conditions of the Contract not amended herein shall remain in force and effect.

SIGNATURE PAGE FOLLOWS

SIGNATURE PAGE FOR AMENDMENT NO. 2 TO GLO CONTRACT NO. 22-198-000-D623

GENERAL LAND OFFICE

Date of execution: <u>11/3/2025</u>

BRAZORIA COUNTY

Date of execution: 11/3/2025

Signed by: Jennifer G Jones	Docusigned by: Matt Subusta, Jr.	
E70CDF09B56540E	7158A8A7BC4B414	
Jennifer G. Jones	Name: Matt Sebesta, Jr.	
Chief Clerk and Deputy Land Commissioner	Title: Brazoria County Judge	

ATTACHED TO THIS AMENDMENT:

ATTACHMENT D: WORK PLAN, BUDGET AND MAP

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WORK PLAN, BUDGET, AND MAP

Brazoria County SB-8 Dune Restoration Project

- 1. To address dune restoration along approximately 5,945 linear feet along the Right of Way of the Bluewater and Beach Access Road Five in Brazoria County, the GLO shall:
 - a) Provide technical guidance to Brazoria County.
 - b) Confer with Brazoria County on the location and extent of the project area/scope of work.
 - c) Provide timely comments or approval of reimbursement request submittals.
 - d) Participate in meetings and decision-making processes, if requested.
 - e) Provide a financial point of contact.
 - f) Review proof of disbursements, project update reports, and financial summary reports.
 - g) Provide replenishment advances to Brazoria County, as proof of disbursements are provided and approved, up to the Total Project Cost in the budget below.
 - h) Coordinate with the Office of the Governor to ensure the project and documents meet auditing standards.
- 2. As lead project manager Brazoria County shall:
 - a) Confer and cooperate with the GLO to delineate and document the exact location and extent of the project area and any changes in scope or amendments.
 - b) Consult with the GLO regarding any important meetings and decision-making processes.
 - c) Apply for, hold, and maintain (if acquired) all required permits, leases, and other authorizations necessary for the project, and ensure compliance with all general and special conditions contained therein.
 - d) Comply with the Dune Protection Act and continued coordination with the GLO's Beach and Dune Program.
 - e) Submit to GLO a copy of all contracts under which Brazoria County will seek advanced payment or reimbursement, for allowable expenses.
 - f) Provide documentation for expenditures by Brazoria County as described in the budget below.
 - g) Provide the GLO with an estimated timeline for completion of the project and regular updates on project progress.
 - h) Serve as the point of contact for communication with the engineering and construction contractor(s), and any other contracted entities under the terms of QPP's respective contracts. This does not restrict or preclude communication of a general nature between the GLO and Brazoria County's contracted entities during the course of the project.
 - i) Serve as the source for all media advisories, inquiries, and press releases regarding the Project and advise GLO in a timely manner of any inquiries made about the Project.
 - j) Provide a financial point of contact.
 - k) Comply with all federal, State, and local regulations, where applicable.

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- Provide a Cover Sheet, Project Update Report, and Financial Summary Report to the GLO, with all accompanying backup documentation required or requested as proof for disbursement requests. Submit a final project completion report summarizing all financial expenditures, deliverables received, and project timeline to the GLO upon 60 days of project closeout. The GLO will provide templates for reporting formats.
- m) Submit Proof of Disbursements and Requests for Replenishment of Advanced Funds monthly, if expenditures are made during the month.
 - i. Disbursements for allowable expenses as described in the budget must be accompanied by a Cover Letter, Progress Update Report, and proof of any deliverables provided during the service period. Proof of Disbursements must be supported by invoices, actual receipts, cancelled checks, or such other documentation that, in the judgment of the GLO, substantiates the expenditures. A Financial Summary Form must be provided. Proof of disbursement shall be sent to the designated GLO project manager(s). Failure to comply with this requirement may, at the sole discretion of the GLO, result in a Project delay or cessation of work. Any costs incurred resulting from failure to comply with proof of disbursement requirements is the responsibility of Brazoria County.
 - ii. Requests for Replenishment of Advanced Funds will be allowable up to the total expected cost of the project. As Brazoria County has already been advanced \$1,500,000.00, the GLO will allow replenishment of the remaining advance based on the amounts provided in the Proof of Disbursement packages. The additional amount to be advanced shall not exceed total additional contractual costs supplied to the GLO or as laid out in the final budget less the original advance amount of \$1,500,000.00.
 - iii. Return any remaining advanced funds in Brazoria County's possession to GLO no later than 60 days after the completion of the project or May 1, 2026, whichever date comes first.

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BUDGET Brazoria County SB-8 Dune Restoration Project

CONTRACTUAL	AMOUNT
Final design, bid assistance, construction oversight, and construction of dune restoration in Brazoria County	\$5,000,000.00
TOTAL PROJECT COST NOT TO EXCEED	\$5,000,000.00

COST SHARING SUMMARY

*Any additional costs beyond the original advance of \$1,500,000.00 and replenishment of funds of \$1,178,157.50 will be completed through reimbursement requests to the GLO from Brazoria County in an amount not to exceed \$5,000,000.00.

Description	Contractor	Amount
In-house Labor	Brazoria County Engineers	\$125,000.00
Grant Administrator	Carr, Riggs and Ingram, LLC	\$225,000.00
Engineer	DE Corp	\$493,232.50
Engineer	Atser, LP.	\$260,221.25
Construction Contractor	RES, LLC.	\$1,574,703.75
Total:		\$2,678,157.50
Brazoria County Advanced Funds:		\$1,500,000.00*
*Available Replenishment of Advanced Funds:		\$1,178,157.50

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MAP Brazoria County SB-8 Dune Restoration Project





Certificate Of Completion

Envelope Id: 07B7224F-7C98-46EC-B94A-BBE4A25A1ACD

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Signer Events

Jeff Fazio

Jeff.Fazio@glo.texas.gov General Law Attorney

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Signature

JF

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Kelly Brooks

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Project Manager

Texas General Land Office

Security Level: Email, Account Authentication

(None)

CKB

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Julie McEntire

Julie.McEntire@glo.texas.gov Director of Grant Programs Texas General Land Office

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(None)

Jm

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Marc Barenblat

marc.barenblat@glo.texas.gov Deputy General Counsel

Texas General Land Office Security Level: Email, Account Authentication

(None)

MB

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Lance White
lance.white@glo.texas.gov
Manager, Contracts Management Division

Texas General Land Office

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kelly.mcbride@glo.texas.gov	COFILD	
Director of CMD		
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Contract Specialist IV		
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Team Lead, General Contracts, CTCM, CTCD		
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Purchaser CTCD, CTCM		
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Notary Events	Signature	Timestamp
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Certified Delivered	Security Checked	11/3/2025 10:21:00 AM
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