

**CONTRACT
FOR
COMMERCIAL REMODELING AND CONSTRUCTION SERVICES
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
ALPHA BUILDING CORPORATION**

AMENDMENT NO 1

THIS AMENDMENT NO. 1 The Texas Facilities Commission (hereinafter referred to as “TFC”), a state agency located at 1711 San Jacinto Boulevard, Austin, Texas 78701 and Alpha Building Corporation (hereinafter referred to as “Contractor”), located at 1728 South FM 1626, Buda, Texas 78640 to amend the original Contract between the parties (hereinafter referred to as the “Contract”).

Recitals:

WHEREAS, the parties desire to enter into this Amendment No. 1 for the purpose that additional funding is needed for anticipated projects through the end of the contract term and changing the contract contact information; and,

WHEREAS, changes in circumstances requires mutually desirable alterations in the fees to the Contract; and,

WHEREAS, the parties desire to amend certain terms to their mutual benefit to reflect the changed circumstances;

NOW, THEREFORE, the Parties hereby agree, as follows:

1. The parties hereby agree to modify ARTICLE III – CONSIDERATION, SECTION 3.01.(a.) – CONTRACT LIMIT AND FEES AND EXPENSES by deleting the paragraph in its entirety and substituting it with the following:

“The total amount of this Contract shall not exceed the sum of One Million One Hundred Twenty Five Thousand and No/100 Dollars (\$1,125,000.00). Pricing for each Delivery Release shall be as set forth and specified in the negotiated offer provided by Contractor with pricing and invoicing in accordance with Exhibit A - Compensation and Fees, attached hereto and incorporated herein for all purposes. Any changes to the not-to-exceed amount of this Contract or pricing fees set forth in Exhibit A - Compensation and Fees shall be submitted to TFC for review and shall be approved by amendment to this Contract.”

2. The parties hereby agree to amend ARTICLE X – MISCELLANEOUS PROVISIONS, SECTION – 10.10 – NOTICES by changing the address for Contractor as follows:

Alpha Building Corporation
Attn: Kevin Rainey
1728 South FM 1626
Buda, Texas 78610
E-Mail: krainey@alphabuilding.com
Phone: (512) 473-0871

Except as expressly amended above, all provisions of the Contract remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have made and executed this Amendment No. 1 to this Contract to be effective as of the date of the last party to sign.

TEXAS FACILITIES COMMISSION

ALPHA BUILDING CORPORATION

By: JSRH

By: Kevin Rainey

John Raff

Printed Name: KEVIN RAINNEY

Interim Executive Director

Title: SENIOR PROJECT MANAGER

Date of execution: 4.20.18

Date of execution: 4/18/18

G.C. NRG

Dir. CPW

D.E.D. [Signature]