

TFC Contract No. 18-180-000
Flintco, LLC
Project No. 18-008-5093
Amendment No. 1

**AMENDMENT NO. 1
TO
CONSTRUCTION MANAGER-AT-RISK CONTRACT
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
FLINTCO, LLC**

The Texas Facilities Commission (hereinafter referred to as “TFC”), a state agency located at 1711 San Jacinto Boulevard, Austin, Texas 78701, as Owner (as defined in UGC Section 1.28) and Flintco, LLC, a wholly owned subsidiary of AIH Flintco, LLC, located at 317 Grace Lane, Suite 150, Austin, Texas 78746 (hereinafter referred to as “CMR”) (hereinafter referred to collectively as the “Parties”), enter into the following *Amendment No. 1 to the Construction Manager-at-Risk Contract between the Texas Facilities Commission and Flintco, LLC* (hereinafter referred to as the “Amendment No. 1”).

Recitals:

WHEREAS, on or about June 19, 2018, the Parties entered into that one certain *Construction Manager-at-Risk Contract Between the Texas Facilities Commission and Flintco, LLC* (hereinafter referred to as the “Contract”); and

WHEREAS, the Parties desire to enter into this Amendment No. 1 for the purpose of changing the address given in the caption and to further change the Notices section of the Contract as more particularly described below;

NOW, THEREFORE, the Parties agree to amend the Contract as follows:

1. The parties agree to modify the caption by deleting the address provided for CMR and replacing it with the following:

“317 Grace Lane, Suite 150, Austin, Texas 78746.”

2. The parties hereby agree to amend ARTICLE XII – MISCELLANEOUS PROVISIONS, SECTION – 12.7 – NOTICES by changing the address for CMR as follows:

Flintco, LLC
Attention: Kirk D. Benken, Vice President
317 Grace Lane, Suite 150
Austin, Texas 78746
Email: Kirk.Benken@Flintco.com
Telephone: (512) 822-7450

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Except as expressly amended above, the Contract remains in full force and effect.

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

TEXAS FACILITIES COMMISSION

FLINTCO, LLC

By: DocuSigned by:
Mike Novak
B1C9FC0A8020417...

By: DocuSigned by:
Kirk D. Benken
4DB67C41C8BF454...

Mike Novak

Kirk D. Benken

Executive Director

Vice President

Date of Execution: 04/02/2019 | 6:06 PM CDT

Date of Execution: 04/02/2019 | 4:07 PM CDT

GC NRG

Dir. mn

DED JK