

**AMENDMENT NO. 2
TO
PROFESSIONAL MECHANICAL, ELECTRICAL, AND PLUMBING, ENGINEERING
AND OTHER RELATED
PROFESSIONAL AND TECHNICAL SERVICES AGREEMENT
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
FREESE AND NICHOLS, INC.**

This Amendment No. 2 (hereinafter referred to as “Amendment No. 2”) is entered into by and between the Texas Facilities Commission (hereinafter referred to as “TFC”), a state agency located at 1711 San Jacinto Boulevard, Austin, Texas 78701, and Freese and Nichols, Inc. (hereinafter referred to as “PE”), located at 10431 Morado Circle, Suite 300, Austin, Texas 78759 (hereinafter referred to collectively as the “Parties”), to amend the Agreement for professional mechanical, electrical, and plumbing, engineering, as amended.

Recitals:

WHEREAS, on October 3, 2018, the Parties entered into that one certain *Professional Mechanical, Electrical, and Plumbing, Engineering and Other Related Professional and Technical Services Agreement* (hereinafter referred to as the “Agreement”); and

WHEREAS, on February 6, 2019, the Parties executed Amendment No. 1 for the purpose of modifying PE’s Schedule of Rates and Fees; and

WHEREAS, the Parties now desire to enter into this Amendment No. 2 to extend the Duration of the Agreement;

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

1. The Parties agree to amend ARTICLE III – TERM AND TERMINATION, by deleting Section 3.1, Duration, in its entirety and replacing it with Section 3.1, as follows:

“3.1. Duration. This Agreement shall be effective as of the Effective Date and shall terminate on August 31, 2022, unless extended or renewed by the parties by amendment to this Agreement or terminated earlier, as provided below.”

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TFC Contract No. 18-195-000
Amendment No. 2
Freese and Nichols, Inc.
RFQ No. 303-8-01766

Except as expressly amended in this Amendment No. 2, the Agreement remains in full force and effect.

IN WITNESS WHEREOF, the parties hereto have made and executed this Amendment No. 2 to be effective as of September 1, 2020.

TEXAS FACILITIES COMMISSION

FREESE AND NICHOLS, INC.

By: ^{DocuSigned by:}
Mike Novak, Executive Director
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By: ^{DocuSigned by:}
Gwen Perez, Controller
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Mike Novak

Gwen Perez

Executive Director

Controller

Date of Execution: 09/01/2020 | 2:54 PM CDT

Date of Execution: 08/31/2020 | 3:41 PM CDT

Mgr ^{DS}
RMM

GC ^{DS}
SEHGL

Dir ^{DS}
CW

DED ^{DS}
JK