

**AMENDMENT NO. 2
TO THE
CONTRACT FOR
GROUNDS MAINTENANCE SERVICES
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
MALDONADO NURSERY & LANDSCAPING**

THIS 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 Blvd., Austin, Texas 78701 and Maldonado Nursery & Landscaping (hereinafter referred to as "Contractor"), located at 9800 Brown Lane, Austin, TX 78754, to amend the original Contract between the parties (hereinafter referred to as the "Contract").

WHEREAS, the parties have agreed to add Additional Services funding 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 agree to amend the Contract 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 replacing it with the following:

The total amount of fees to be paid under this Contract shall not exceed the sum of Three Hundred Thirty Eight Thousand Seven Hundred Ten and 94/100 Dollars (\$338,710.94). This amount includes the Fiscal Year 2016 – 2017 Contract base fee of Three Hundred Eight Thousand Seven Hundred Ten and 94/100 Dollars (\$308,710.94) and Thirty Thousand and No/100 Dollars (\$30,000.00) to cover any Additional Services, as defined in Section 3.03 below. Pricing fees shall be invoiced in accordance with Exhibit A – Property List, Compensation and Fees, attached hereto and incorporated herein for all purposes. Any changes to the not-to-exceed amount of the Contract or pricing fees set forth in Exhibit A – Property List, Compensation and Fees shall be submitted to TFC for review and shall be approved by amendment to this Contract.

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. 2 to this Contract to be effective as of the date of the last party to sign.

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TEXAS FACILITIES COMMISSION



Kay Molina

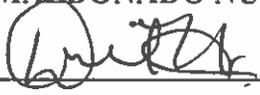
General Counsel

Date: 11/15/16

DIR. FBL

DED RK

MALDONADO NURSERY & LANDSCAPING



Printed Name: Daniel Hirsch

Title: Maintenance Division Manager - Austin

Date: 10/28/16