

**INDEFINITE DELIVERY INDEFINITE QUANTITY
PROFESSIONAL SERVICES AGREEMENT
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
TAB TECHNOLOGIES, LLC**

TFC CONTRACT NO. 18-112-000

AMENDMENT NO. 1 TO ASSIGNMENT NO. 1

THIS AMENDMENT NO. 1 to ASSIGNMENT NO. 1 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 Tab Technologies, LLC located at 3901 South Lamar Boulevard, Suite 130, Austin, Texas 78704, (hereinafter referred to as “PSP”), to amend the original Indefinite Delivery Indefinite Quantity Professional Services Agreement, (hereinafter referred to as “IDIQ Agreement”).

WHEREAS, the Parties entered into that one certain Indefinite Delivery Indefinite Quantity Professional Environmental Engineering Services Agreement, TFC Contract No. 18-112-00, and dated November 11, 2017 (hereinafter referred to as the “Agreement”); and

WHEREAS, the parties entered into Assignment No. 1 dated January 12, 2018; and

WHEREAS, changes in circumstances requires further mutually desirable alterations in the scope of Assignment No. 1; 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 II – DESCRIPTION OF PROJECT AND SCOPE OF SERVICES TO BE PROVIDED, SECTION 2.1 – DESCRIPTION OF PROJECT by reflecting additional HVAC testing, adjusting and balancing services for mechanical renovations projects at the William P. Clements Building, located at 300 West 15th Street (“WPC”); the Robert E. Johnson Building, located at 1501 Congress Avenue (“REJ”); and the Central Services Building, located at 1711 San Jacinto Boulevard (“CSB”), all in Austin, Texas. Services include, but are not limited to: (i) WPC – Temporary chiller equipment balancing; (ii) CSB – VAV calibrations, as further depicted in PSP’s Proposal dated March 7, 2018, referred to as “Exhibit A-1,” attached hereto and incorporated herein for all purposes (hereinafter referred to as the “Project”).

2. The parties agree to modify SECTION 4.1 Contract Limit-Fees and Expenses to increase the fees to be paid by Twenty Three Thousand Thirteen and No/100 Dollars (\$23,013.00) to

accommodate additional HVAC testing, adjusting, and balancing services for mechanical renovations in Assignment No. 1 which will increase the total sum of Assignment No. 1 from the not to exceed total sum of Thirty Five Thousand Three Hundred Twenty Three and No/100 Dollars (\$35,323.00) to a new not to exceed total sum of Fifty Eight Thousand Three Hundred Thirty Six and No/100 (\$58,336.00). Any Professional Services performed or delivered by PSP prior the Effective Date of this Assignment No. 1 or after its termination cannot be compensated.

All other terms and conditions of Assignment No. 1 not otherwise specifically amended in this Amendment No. 1 to Assignment No. 1 shall remain in full force and effect.

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

TEXAS FACILITIES COMMISSION

TAB TECHNOLOGIES, LLC

By: *Naomi R. Gonzalez*

By: *[Signature]*

Naomi Gonzalez

Print Name: *Gregory J. See*

Acting General Counsel

Print Title: *PRESIDENT*

Date of execution: *4/18/18*

Date of execution: *4/12/18*

NRG G.C.

nm Dir.

dn D.E.D.

EXHIBIT A-1-1

TFC CONTRACT NO. 18-112-000

PSP'S PROPOSAL DATED MARCH 7, 2018



March 7, 2018

Texas Facilities Commission
1711 San Jacinto Boulevard
Austin, TX 78701

ATTN: Dorothy Spearman

RE: TFC CSB VAV Calibration & WPC Temporary Equipment TAB

Dorothy,

We are pleased to quote the calibration of the terminal units at the Central Services Building and the TAB of the William P. Clements temporary equipment for **\$23,013.00 (Twenty Three Thousand Thirteen Dollars)**. Calibration of the terminal units will allow the HVAC system to operate more efficiently and will result in a much more comfortable building.

Breakout per Building:
CSB VAV Calibrations \$21,278.00
WPC Temporary Equipment \$1,735.00

CLARIFICATIONS:

- All TAB activities will be performed in accordance with the current edition of the National Environmental Balancing Bureau (NEBB) Procedural Standards.
- The TAB scope at CSB is to calibrate the Terminal Units after the controllers have been upgraded.
- The TAB scope at WPC includes the following temporary equipment: (1) Chiller & (3) Pumps.

EXCLUSIONS:

- Overtime & afterhours
- Commissioning

If you have any questions, please don't hesitate to call.

Respectfully submitted,
TAB TECHNOLOGIES

A handwritten signature in black ink, appearing to read 'Tyler Lewis', is written over a faint, larger version of the signature.

Tyler Lewis

cc: BP 18-39 (3-7-18)

EXHIBIT B-1-1

TFC CONTRACT NO. 18-112-000

LIST OF PSP PROJECT MANAGER AND SUBCONTRACTORS

**LIST OF PSP PROJECT MANAGER
AND
SUBCONTRACTORS
(Name, Company Name, Address & Contact Person (Project Manager))**

<p>A. PSP Project Manager:</p>		<p>____ Tyler Lewis _____ (Name) ____ TAB Technologies, LLC _____ (Company) 3901 S. Lamar Blvd., Ste 130, Austin, TX, 78704 _____ (Address) ____ 512-318-8253 _____ (Cell #) ____ tlewis@tab-tech.com _____ (Email)</p>
<p>B. Subcontractors:</p>		<p>None – we 100% self-perform our work</p>
	<p>1.</p>	<p>____ (Name) ____ (Company) ____ (Address) ____ (Cell #) ____ (Email)</p>
	<p>2.</p>	<p>____ (Name) ____ (Company) ____ (Address) ____ (Cell #) ____ (Email)</p>
	<p>3.</p>	<p>____ (Name) ____ (Company) ____ (Address) ____ (Cell #) ____ (Email)</p>
	<p>4.</p>	<p>____ (Name) ____ (Company) ____ (Address) ____ (Cell #) ____ (Email)</p>