

**AMENDMENT NO. 1
TO THE
CONTRACT FOR
CUSTODIAL SERVICES
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
TIBH INDUSTRIES**

THIS AMENDMENT 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 TIBH Industries (hereinafter referred to as "Contractor"), located at 1011 East 53 ½ Street, Austin, Texas 78751, to amend the original Contract, known as Contract No. 16-019-000 between the parties (hereinafter collectively referred to as the "Contract").

WHEREAS, the Contractor, pursuant to ARTICLE I – STATEMENT OF WORK, SECTION 1.06 MAINTENANCE AND DELIVERY RELEASES, has agreed to provide additional carpet cleaning services for approximately 592,887 square feet of cleanable carpet space in the Brown-Heatly Building located at 4900 North Lamar in Austin, Texas and the John H. Winter Building located at 701 West 51st Street in Austin, Texas for an amount not to exceed Eighty Eight Thousand Nine Hundred Thirty Three and 05/100 Dollars (\$88,933.05); 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 agree to modify ARTICLE III – CONSIDERATION, SECTION 3.01 CONTRACT LIMIT AND FEES AND EXPENSES by deleting subsection (a.) in its entirety and substituting it with the following:

(a) The total amount of this Contract shall not exceed the sum of One Million Three Hundred Ninety Five Thousand Four Hundred Twenty One and 13/100 Dollars (\$1,395,421.13). This amount includes the Fiscal Year 2016 – 2017 Contract base fee of One Million Two Hundred Eighty Six Thousand Four Hundred Eighty Eight and 08/100 Dollars (\$1,286,488.08) and One Hundred Eight Thousand Nine Hundred Thirty Three and 05/100 Dollars (\$108,933.05) to cover any Additional Services, as defined in Section 3.03 below. Pricing fees shall be invoiced in accordance with Exhibit D - Compensation and Fees. Any changes to the not-to-exceed amount of this Contract or pricing fees set forth in Exhibit D - 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.

[This Space Intentionally Left Blank]

In Witness Whereof, the parties hereto have made and executed this Amendment No. 1 to the Contract to be effective as of the date of the last party to sign.

TEXAS FACILITIES COMMISSION



Harvey Hilderbran

Executive Director

Date of execution: 7-8-16

TIBH INDUSTRIES



Printed Name: Abby Mark

Title: Regional Marketing Manager

Date of execution: 7/8/2016

G.C. 

Dir. 

D.E.D. 