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AMENDMENT NO. 2
TO
CONSTRUCTION MANAGER-AT-RISK CONTRACT
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
FLINTCO, LLC

This Amendment No. 2 between 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 2015 UGC Section 1.28) and Flintco, LLC (hereinafter referred to as "CMR"), located at 317 Grace Lane, Suite 150, Austin, Texas 78746 (hereinafter referred to collectively as the "Parties"), enter into the following *Amendment No. 2 to the Construction Manager-at-Risk Contract between the Texas Facilities Commission and Flintco, LLC* (hereinafter referred to as the "Amendment No. 2), as amended.

Recitals:

WHEREAS, on or about August 1, 2016, 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, on December 20, 2018, the Parties entered into Amendment No. 1 for the purpose of for the purpose of extending the Contract Term and increase the Contract Sum, and to incorporate Texas Government Code §2270.002; and

WHEREAS, the Parties desire to enter into this Amendment No. 2 for the purpose of changing the CMR address;

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

1. The parties hereby agree to amend ARTICLE XII. – MISCELLANEOUS PROVISIONS, Section 12.7, Notices, by changing the CMR address as follows:

"If to CMR: Flintco, LLC
Attention: Kevin Moyes, President, South Central Region
317 Grace Lane, Suite 150
Austin, Texas 78746
E-Mail: KMoyes@Flintco.com
Phone: (512) 891-7224"

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TFC Contract No. 16-124-000
Flintco, LLC
Amendment No. 2
Project No. 16-009-5580
RFQ No. 303-6-5580

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

TEXAS FACILITIES COMMISSION

DocuSigned by:
By: MIKE NOVAK, TFC EXECUTIVE DIRECTOR
B1C9FC0A8020417...

Mike Novak

Executive Director

Date of Execution: 06/09/2019 | 9:10 AM CDT

FLINTCO, LLC

DocuSigned by:
By: Kevin Moyes
52A556F20F81473...

Kevin Moyes

President, South Central Region

Date of Execution: 06/07/2019 | 3:34 PM CDT

GC NRG

Dir MW

DED