

THE STATE OF TEXAS       §  
  §                   KNOW ALL MEN BY THESE PRESENTS:  
COUNTY OF COMAL       §

WITNESSETH:

WHEREAS, on February, 21 2019, the EDC approved the following amendments as provided below.

II.

AMENDMENTS

Section (6), subsection (d)(ii) of the Agreement shall be amended by altering CBE's commitment of meeting the 500 employees performance requirement, as follows:

ii. at least 446 employees by December 31, 2018 and shall renew CBE's lease and occupy the current site located at Suite 105, 607 South Business IH 35 from August 1, 2019 until July 31, 2021; and

Section (11) shall read as follows:

COMPANY can only qualify to receive up to \$ 225,000 in economic development funds by fulfilling the requirements as detailed above. If COMPANY is found to be in violation of any of the preceding paragraphs, the EDC can exercise its ability to offer the property owner and /or COMPANY the first right of refusal to purchase the generator equipment at Fair Market Value. In the event the EDC offers the first right of refusal and neither party agrees to compensate the EDC at a mutually agreed upon Fair Market Value, the EDC will remove the generator and corresponding uninterruptible power supply from the premises after a 120 day written notification to the COMPANY and property owner.

ALL OTHER TERMS AND CONDITIONS IN THE ORIGINAL AGREEMENT DATED DECEMBER 1, 2014 REMAIN UNCHANGED.

IN WITNESS WHEREOF, the parties hereto execute this agreement in duplicate originals on this \_\_\_\_ day of \_\_\_\_, 2019.

CITY OF NEW BRAUNFELS  
ECONOMIC DEVELOPMENT CORPORATION

By: \_\_\_\_\_

NEAL LINNARTZ, *President*

550 Landa Street

New Braunfels, Texas 78130

By: \_\_\_\_\_

JIM POAGE, *Corporate Secretary*

550 Landa Street  
New Braunfels, Texas 78130

APPROVED AS TO FORM:

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VALERIA M. ACEVEDO, *City Attorney*