

**PUBLIC BUILDING COMMISSION OF CHICAGO  
THIRD AMENDMENT  
CONTRACT NUMBER PS658**

**THIS THIRD AMENDMENT AGREEMENT** is made and entered into as of the 21<sup>st</sup> day of December, 2007, and is part of the contract for Architect of Record Services ("Agreement") between by and between the **PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation of the State of Illinois ("Commission") and **Fox and Fox Architects and Engineers**, ("Architect") dated May 13, 2003 with the like operation and effect as if the same were incorporated therein.

**WITNESS:**

**WHEREAS**, the Commission and Architect have previously entered into an Contract dated the 13<sup>th</sup> day of May, 2003, ("Agreement"), wherein the Architect is to provide Architect of Record services for Engine Company 102; and

**WHEREAS**, the Commission and Architect now desire to amend the Agreement to include additional services to the Scope of Services;

**NOW THEREFORE**, in consideration of the provisions and conditions set forth in the Agreement and this amendment, the parties mutually agree to amend the Agreement as here after stated.

It is agreed by and between the parties hereto that the sole modification of, changes in, and amendments to the Agreement pursuant to this Amendment are as follows:

**TERMS**

**1. Recitals**

**THE ABOVE RECITALS ARE EXPRESSLY INCORPORATED IN AND MADE A PART OF THE AMENDMENT AGREEMENT AS THOUGH FULLY SET FORTH HEREIN.**

**2. Schedule A Scope of Services – add the following services to Article A.8 Contingent Additional Services**

A.8.8 Architect will provide the following services:

1. Modify the Landscaping plans to reduce the amount of mowed turf and replace with lower maintenance native plants;
2. Modify the sidewalk and apron plans along the alley exit into N. Rogers as a result of the re-submittal to CDOT of the changes to the alley pavement;

3. Collect survey data to support the sidewalk and apron design efforts listed above, in the not-to-exceed amount of \$3,500.00

**3. Schedule C Compensation of the Architect**

**Section C.1 Architect Fee** is revised to add the following:

C.1.4 The Architect shall be paid the not to exceed amount of \$8,110.00 for the additional services outlines in Item 2 of this Amendment 3. Item A.8.8.3 above shall be paid as a not to exceed amount of \$3,500.00 which is included in the total value of this amendment of \$8,110.

The Fixed Fee is increased to \$332,727.00.

Execution of this Amendment by the Architect is duly authorized by the Architect, and the signature(s) of each person signing on behalf of the Architect have been made with the complete and full authority to commit the Architect to all terms and conditions of this Amendment.

All capitalized terms not defined herein shall have the meaning ascribed to them in the Agreement. Except as and to the extent that the terms of the Agreement are amended and modified herein, all terms of the Agreement shall remain in force and effect.

IN WITNESS WHEREOF, the parties hereto have agreed and executed this Amendment Agreement No. 3.

PUBLIC BUILDING COMMISSION  
OF CHICAGO

BY: *Richard M. Daley* Date: \_\_\_\_\_  
Richard M. Daley  
Chairman

ATTEST:  
BY: *Edgwick C. Johnson* Date: 1-16-09  
Edgwick C. Johnson  
Secretary

ARCHITECT

Fox and Fox Architects and Engineers

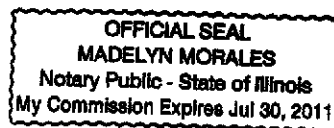
By: *John Jay Fox III* Date: 12/15/08  
John Jay Fox III  
President - Partner

Subscribed and sworn to me this

15<sup>th</sup> day of December 20 08

*Madelyn Morales*  
Notary Public

My Commission expires: 7/30/11



(Seal of Notary)



**Richard J. Daley Center**  
50 W. Washington Street  
Room 200  
Chicago, Illinois 60602  
(312) 744-3090  
Fax: (312) 744-8005  
[www.pbcchicago.com](http://www.pbcchicago.com)

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Assistant Secretary  
PATRICK J. HARNEY

October 9, 2008

John Jay Fox III  
Fox and Fox Architects & Engineering  
8 South Michigan Avenue, Suite 2008  
Chicago, IL 60603

**Re: Amendment No. Three**  
**Professional Service Agreement PS 658**  
**Architect of Record Services for Fire Station Engine 102**

Dear Mr. Fox, III:

Enclosed is Amendment No. 3 to the above referenced agreement. Please return all copies of the signed and notarized amendment to my attention within ten (10) days from the date of this letter.

An incomplete execution page may delay final execution of the Amendment and processing of invoices. Upon acceptance of the amendment by the Public Building Commission, a fully executed copy will be returned to you.

Sincerely,

Deborah Burton  
Director of Procurement

DB/dz

**Public Building Commission of Chicago  
Proposed Amendment Report to the Administrative and Operations Committee -  
September 18, 2008**

Amendment	Project	Consultant	Reason for the Proposed Amendment	Amount of the Proposed Amendment	Consultant's Fee including the Proposed Amendment Fee	Current Cost of Construction (including approved change orders)	Consultant's Fee including the Proposed Amendment Fee as a % of the Current Cost of Construction
1	Fosco Park Community Center	DB Sterlin Consultants, Inc. (PS 411 - A4) OR Fox & Fox (PS 658 -A3) AOR	This amendment represents compensation in the amount of \$31,354.95 for additional costs for project services incurred by the Owner's Representative during the extended duration period of the project from July 6, 2005 to August 12, 2006.  The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$31,354.95	\$561,690.95	\$14,395,744.00	3.9%
2	Engine Company 102	Fox & Fox (PS 658 -A3) AOR	This amendment represents PBC requested additional services in the not-to-exceed amount of \$8,110.00 for the Architect of Record to provide the following services: 1. Modify the Landscaping plans to reduce the amount of mowed turf and replace with lower maintenance native plants; 2. Modify the sidewalk and apron plans along the alley exit into N. Rogers as a result of the re-submittal to CDOT of the changes to the alley pavement; 3. Collect survey data to support the sidewalk and apron design efforts listed above, in the not-to-exceed amount of \$3,500.00  The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$8,110.00	\$332,727.00	\$8,790,000.00	3.8%
3	9th District Police Station	Wight Company (PS 954 - A4) AOR	This amendment represents PBC requested additional services in the amount of \$18,500.00 for the AOR to provide the following: - Architectural and design services for additional signage, UPS circuits, and millwork - \$2,800.00; - Architectural and design services for providing RGB cabling to six (6) locations in the station - \$1,200.00; - Architectural and design services for providing an additional keyless entrance, modify telephone system and provide for GPS charging - \$2,000.00; - Architectural and design services for providing backup power for lighting and security equipment at the Parking Garage - \$12,500.00.  The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$18,500.00	\$491,880.00	\$28,977,000.00	1.7%

A5.

Public Building Commission of Chicago  
 Proposed Amendment Report to the Administrative and Operations Committee -  
 September 18, 2008

Amendment	Project	Consultant	Reason for the Proposed Amendment	Amount of the Proposed Amendment	Consultant's Fee including the Proposed Amendment Fee	Current Cost of Construction (including approved change orders)	Consultant's Fee including the Proposed Amendment Fee as a % of the Current Cost of Construction
4	Mark T. Skinner Elementary School	SMNG-A (PS 1098 - A3) AOR	<p>This amendment represents PBC-requested additional services in the amount of \$68,851.00 for the AOR to provide the following:</p> <ol style="list-style-type: none"> <li>1. Additional design services to revise the structural concrete deck on the roof to achieve the LEED for Schools credit requirement for acoustical isolation from ambient sound roof assembly as required by USGBC;</li> <li>2. Additional design services to incorporate a reclaimed historic tower/tank onto the Skinner school design as a functioning water storage tank.</li> </ol> <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	\$68,851.00	\$2,121,995.00	\$28,576,600.00	8.0%

*↑ Del's gm time this one on your seat*

**PUBLIC BUILDING COMMISSION OF CHICAGO  
PROPOSED AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT**

PA No.: 3

Client:	<u>DGS / CFD</u>	Date:	<u>9/10/2008</u>
Project Name:	<u>Engine Company 102</u>	Project Number:	<u>07030 FS-006</u>
Consultant:	<u>Fox &amp; Fox</u>	PS Number:	<u>PS-658</u>
Requestor:	<u>Craig Bruska</u>		

**AS A RESULT OF THIS AMENDMENT:**

The Consultant's Fee will be	<input type="checkbox"/> Increased by: <input type="checkbox"/> Decreased by:	\$ <u>\$8,110.00</u>
	Original Consultant's Fee:	\$ <u>\$185,000.00</u>
	Previously Approved Amendments:	\$ <u>\$139,617.00</u>
	Current Consultant's Fee:	\$ <u>\$324,617.00</u>
	Proposed Revised Consultant's Fee:	\$ <u>\$332,727.00</u>
Funding Source for Proposed Amendment:	<u>07030.04.02 AOR Additional Services</u>	

**ADDITIONALLY AS A RESULT OF THIS AMENDMENT:**

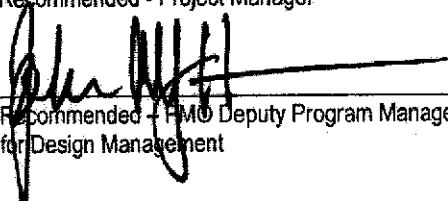
The Consultant's Reimbursables will be	<input type="checkbox"/> Increased by: <input type="checkbox"/> Decreased by:	\$ _____
	Original Consultant's Reimbursables:	\$ _____
	Previously Approved Amendments:	\$ _____
	Current Consultant's Reimbursables:	\$ _____
	Proposed Revised Consultant's Reimbursables:	\$ _____
Funding Source for Proposed Amendment:	_____	

**DESCRIPTION OF AMENDMENT:**

Modify the Landscaping Plan to use more native plants.  
 Modify the Site Plan at the sidewalk along N. Rogers to include truncated cones that cross the alleyway.  
 Collect survey data of the sidewalks area. This is a not to exceed amount of \$3,500.00.

**REASON FOR AMENDMENT:** (Attach any pertinent contract references.)

Reduce the amount of mowed turf and replace with lower maintenance native plants.  
 Changes per CDOT standards, as a result of the re-submittal of the alley.

Recommended - Project Manager  
  
 Recommended - PMO Deputy Program Manager for Design Management

Recommended - PBC Deputy Director for Municipal Design  
 Recommended - PBC Deputy Director for Education Design

Attachment: Proposal

# FOX & FOX

ARCHITECTS

8 South Michigan Ave., Ste. 310 • Chicago, IL 60603  
Phone 312-377-5074 • Fax 312-377-5075

September 2, 2008

Mr. Tim McHugh  
Public Building Commission of Chicago  
The Daley Center  
50 West Washington Street, Room 200  
Chicago, IL 60602

RE: Engine 102 Fire Station, Chicago, IL  
Proposal for Revisions

Dear Mr. McHugh:

Per our landscaping meeting with PBCC August 22, 2008 and your request for revisions to the north public alley for handicap accessible ramps, below is our proposal for the work:

Civil Engineering & Landscape Services (see attached proposal)	Terra Engineering	\$3,335.00
Surveying Cost ( <b>Estimate</b> )		3,500.00
Coordination and Meetings	John Jay Fox, III 8.5 hours x \$150.00/hour	<u>1,275.00</u>
	Total	\$8,110.00

We have advised the contractor to stop work on the landscaping until we complete revised landscaping drawings.

If you have any questions regarding this proposal, please contact me.

Sincerely,

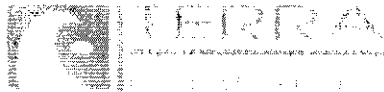
Fox and Fox Architects  
John Jay Fox, III

JJF/bjs

enc.

cc: Sara Lee TCC  
Lori Zielinski, TCC  
Joe Zurad, PPMO





August 25 2008

Mr. Jay Fox  
Fox & Fox  
8 S. Michigan  
Suite 2008  
Chicago, IL 60603

RE City of Chicago Fire Station #102  
Extra Services for landscape and ADA modifications

Dear Jay,

The following is a proposal for civil engineering services based on the meeting last week with the PBC. This proposal is to modify the drawings to modify the landscape to remove sod and replace with low maintenance plantings, and to provide ADA ramps at the alley entrance. The scope of work and deliverables are listed below.

#### SCOPE OF WORK

1. Revise plans
  - Dimension plan
  - Grading plan
  - Blowup of ADA ramps
  - Landscape Plan
  - Landscape Schedule
  - Details as required

#### LIMIT OF SERVICES

1. This scope of work is based on documents available as of this date and discussions held with Public Building Commission personnel.
2. Information derived from any staff interviews will be considered as part of the existing information provided by the Owner.
3. This proposal includes submittal to CDOT for review of the ADA ramps and subsequent permit.

#### SCHEDULE

Mr. Jay Fox  
Page 2

The above work will correspond to the submittals as determined by Fox & fox in coordination with the Owner.

COMPENSATION

Project Engineer	15 hrs @ \$105/hr	=	\$1,575.00
Project Manager	3 hrs @ \$125/hr	=	375.00
Drafter	7 hrs @ \$85/hr	=	595.00
Landscape Arch	5 hrs @ \$125/hr	=	625.00
Principal	1 hr @ \$165/hr	=	<u>165.00</u>
		\$	3,335.00

ADDITIONAL SERVICES

Fees for other additional services, if requested by Fox & fox, will be developed once the scope of those services is defined.

ACCEPTANCE

This proposal, with the signature of the appropriate personnel, constitutes acceptance of fee and terms as stated herein. Please return one copy of the signed proposal to me as authorization to begin work.

Sincerely yours,

**TERRA ENGINEERING, LTD.**



Karen B. Steingraher, P.E.  
President

ACCEPTED BY

Fox & Fox

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

*From Imagination  
...to Completion*



8 South Michigan Ave., Ste. 310 • Chicago, IL 60603  
Phone 312-377-5074 • Fax 312-377-5075

December 15, 2008

Ms. Deborah Burton, Director of Procurement  
Public Building Commission of Chicago  
Richard J. Daley Center - 50 West Washington Street  
Room 200  
Chicago, IL 60602

RE: Fire Station Engine 102, Chicago, IL  
Amendment No. Three  
Professional Service Agreement PS 658  
Architect of Record Services for Fire Station Engine 102

Dear Ms. Burton:

As requested, attached is Amendment #3 for Fire Station Engine 102.

Sincerely,

A handwritten signature in black ink, appearing to read 'John Jay Fox, III', is written over a large, stylized scribble.

Fox and Fox  
John Jay Fox, III

JJF/bjs

enc.