

**PUBLIC BUILDING COMMISSION OF CHICAGO
FIFTH AMENDMENT
CONTRACT NUMBER PS 595FS**

THIS FIFTH AMENDMENT AGREEMENT is made and entered into as of the 30th day of June, 2008, and shall be deemed and taken as forming a part of the Agreement 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 **DLR Group** ("Architect") dated August 13, 2002 with the like operation and effect as if the same were incorporated therein.

WITNESSETH:

WHEREAS, the Commission and Architect have heretofore entered into an Agreement dated the 13th day of August, 2002, ("Agreement"), wherein the Architect is to provide Architect of Record Services for Engine 121 Fire Station; and

WHEREAS, the Commission and Architect now desire to amend the Agreement to include additional Services performed and associated compensation due to Architect;

NOW THEREFORE, in consideration of the provisions and conditions set forth in the Agreement and herein, the parties hereto mutually agree to amend the Agreement as hereinafter set forth.

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

Section A.8 – Additional Responsibilities and Representations is revised to add the following services:

A.8.6 Reconfiguration of the west median near the Metra train tracks to meet CDOT requirements

A.8.7 Modify the alley design

3. Schedule C Compensation of the Architect

Section C.1 Architect's Fee is revised to include as follows:

The Architect shall be paid the amount of \$2837.50 for the additional services outlined in Item 2 of this Amendment 5.

The Fixed Fee is increased to a total of \$338,152.50.

4. Schedule C.3 - Reimbursables

Section C.3.2 is revised as follows:

Costs of these expenses are on a not to exceed basis of \$18,000.00.

In addition, the original AOR agreement included \$15,000.00 for Reimbursable Expenses. This amendment will increase the Reimbursable Expenses by an additional \$3,000.00 to cover any additional document reproduction, and distribution and additional project status meeting costs related to both increased time and scope of the project.

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. 5.

ATTEST:

PUBLIC BUILDING COMMISSION
OF CHICAGO

BY: *Edgwick C. Johnson* Date: 7-18-08
Edgwick C. Johnson
Secretary

BY: *Richard M. Daley* Date: _____
Richard M. Daley
Chairman

ARCHITECT

DLR Group

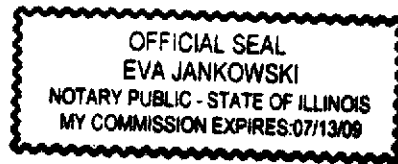
By: *Corey Wieseman* Date: 7/7/08
Corey Wieseman
President

Subscribed and sworn to me this

7th day of July 2008.
Eva Jankowski
Notary Public

My Commission expires: 7/13/09

(Seal of Notary)




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MEMORANDUM

TO: MAYOR RICHARD M. DALEY

FROM: Erin Lavin Cabonargi 

DATE: July 11, 2008

RE: Amendment Five made part of Professional Service Agreement PS 595FS, Architect of Record for Engine Company 121 Fire Station

This Amendment is to provide additional professional services for Engine Company 121 Fire Station for Architect of Record Services. The fee amount for this amendment is \$2,837.50 with an additional reimbursable of \$3,000.00. This appointment was approved at the June 10, 2008 Board of Commissioners meeting.

CC: Pat Harney



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

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Certified Public Accountants

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EDGRICK C. JOHNSON

Assistant Secretary
PATRICK J. HARNEY

July 1, 2008

Corey Wieseman
DLR Group
222 S. Riverside Plaza, Suite 2220
Chicago, IL 60606

Re: Amendment No. Five made part of the Professional Service Agreement PS 595, Architect of Record Services for Engine 121 Fire Station

Dear Mr. Wieseman:

Enclosed is Amendment Five to the captioned Agreement. Please return both 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 TO PROFESSIONAL SERVICES AGREEMENT**

PA No.: 5

Client:	<u>Chicago Fire Department</u>	Date:	<u>5/15/2008</u>
Project Name:	<u>EC 121</u>	Project Number:	<u>FS-010</u>
Consultant:	<u>DLR Group</u>	PS Number:	<u>1453</u>
Requestor:	<u>Joe Zurad</u>		

AS A RESULT OF THIS AMENDMENT:

The Consultant's Fee will be	<input checked="" type="checkbox"/> Increased by: <input type="checkbox"/> Decreased by:	\$ <u>2,837.50</u>
	Original Consultant's Fee:	\$ <u>212,000.00</u>
	Previously Approved Amendments:	\$ <u>123,315.00</u>
	Current Consultant's Fee:	\$ <u>335,315.00</u>
	Proposed Revised Consultant's Fee:	\$ <u>338,152.50</u>
Funding Source for Proposed Amendment:	<u>05.08 Professional Services Contingency</u>	

ADDITIONALLY AS A RESULT OF THIS AMENDMENT:

The Consultant's Reimbursibles will be	<input checked="" type="checkbox"/> Increased by: <input type="checkbox"/> Decreased by:	\$ <u>3,000.00</u>
	Original Consultant's Reimbursibles:	\$ <u>15,000.00</u>
	Previously Approved Amendments:	\$ <u>0.00</u>
	Current Consultant's Reimbursibles:	\$ <u>15,000.00</u>
	Proposed Revised Consultant's Reimbursibles:	\$ <u>18,000.00</u>
Funding Source for Proposed Amendment:	<u>05.08 Professional Services Contingency</u>	

DESCRIPTION OF AMENDMENT:

- 1) Reconfiguration of the west median near the Metra train tracks to meet CDOT requirements for a cost of \$1042.50
- 2) Modify alley design for a cost of \$1795.00
- 3) Increase Reimbursible services "Not to Exceed" contracted amount from \$15,000 to \$18,000

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

- 1) PBC and CDOT coordinated on ICC request to provide escape path of this required modification to 95th Street paving, median paving, barrier curb modifications, mountable curb additions, and redesign of grading.
- 2) To acquire CDOT approval of previously redesigned alley, modifications were made to the green space, landscaping, barrier curb, curb cuts, and grading of the alley.
- 3) Additional funding for reimbursables are required to compensate the DLR Group for additional document reproduction, and distribution and additional project status meetings costs related to both increased time and scope of the project.

Approved - Project Manager

Approved - Design Manager



Architecture Engineering Planning Interiors

January 9, 2008

Jim Gallagher
City of Chicago Public Building Commission
Richard J. Daley Center
Room 200
Chicago, Illinois 60602

222 South Riverside Plaza
Suite 2220
Chicago, IL 60606

tel 312/382-9980
fax 312/382-9985
www.dlrgroup.com

Re: PBC CFD Engine Company 121
PBC Contract: PS-595FS

Dear Jim,

DLR Group is requesting additional services in the lump sum amount of \$3,000.00 (three thousand dollars) to cover reimbursable expenses for Engine Company 121.

DLR Group has reached the \$15,000 maximum set forth in the original 2002 contract, and is making this request due to the extension of the project timeline.

Should you need any additional information for the execution of this adjustment, please contact me directly.

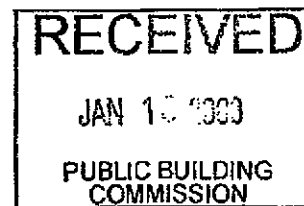
We look forward to the successful completion of the new Engine Company 121 Station.

Sincerely

DLR Group

Corey Wieseman, AIA
Principal in the Firm

Cc: File, 22-02111-00.10.1



March 17, 2008

Joe Zurad
Deputy Director of Construction
Parsons PMO

Re: PBC CFD Engine Company 121
PBC Contract: PS-595FS

Dear Joe,

As requested, DLR Group is requesting additional services in the lump sum amount of \$1,042.50 (one thousand forty-two and fifty) due to the changes in scope for the owner requested modifications and reconfiguration of the west median near the Metra train tracks to meet CDOT requirements for Engine Company 121.

These modifications include modification of 95th Street paving, median paving, barrier curb modifications, mountable curb additions, redesign of grading and miscellaneous elements all based on CDOT regulations.

The following is a breakdown of the lump sum amount:

Terra Engineering:	\$ 542.50
DLR Group:	\$ 500.00
Total:	\$1,042.50

Should you need any additional information for the execution of this adjustment, please contact me directly.

We look forward to the successful completion of the new Engine Company 121 Station.

Sincerely

DLR Group

Corey Wieseman, AIA
Principal in the Firm

Cc: File, 22-02111-00.10.1



Architecture Engineering Planning Interiors

222 South Riverside Plaza
Suite 2220
Chicago, IL 60606

tel 312/382-9980
fax 312/382-9985
www.dlrgroup.com

February 20, 2008

Tim McHugh
City of Chicago Public Building Commission
Richard J. Daley Center
Room 200
Chicago, Illinois 60602

Re: PBC CFD Engine Company 121
PBC Contract: PS-595FS

Dear Tim,

As requested, DLR Group is requesting additional services in the lump sum amount of \$1,795.00 (one thousand seven hundred ninety-five) due to the changes in scope for the owner requested modifications and reconfiguration of the alley to meet CDOT requirements for Engine Company 121.

These modifications include modification of paving and green space and landscaping in a portion of the alley, barrier curb additions in the alley, modifications to curb cuts and redesign of site grading and miscellaneous elements all based on CDOT regulations.

The following is a breakdown of the lump sum amount:

Terra Engineering:	\$ 795
DLR Group:	\$1,000
Total:	\$1,795

Should you need any additional information for the execution of this adjustment, please contact me directly.

We look forward to the successful completion of the new Engine Company 121 Station.

Sincerely

DLR Group

Corey Wieseman, AIA
Principal in the Firm

Cc: File, 22-02111-00.10.1

Chicago Colorado Springs Denver Des Moines Honolulu Kansas City Minneapolis
Omaha Orlando Philadelphia Phoenix Portland Sacramento Seattle

Amendment	Project	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
	<p>4</p> <p>Engine Company 121</p> <p>DLR Group (PS 595 - A5) AOR</p>	<p>This amendment represents PBC-requested additional services in the amount of \$2,837.50 for the Architect of Record to provide the following design services:</p> <ol style="list-style-type: none"> 1. Reconfiguration of the west median near the Metro train tracks to meet CDOT requirements - \$1,042.50; 2. Modify the alley design - \$1,795.00. <p>In addition, the original AOR agreement included \$15,000.00 for Reimbursable Expenses. This amendment will increase the Reimbursable Expenses by an additional \$3,000.00 to cover any additional document reproduction, and distribution and additional project status meeting costs related to both increased time and scope of the project.</p> <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	<p>\$2,837.50</p>	<p>\$338,152.50</p>	<p>\$9,225,348.00</p>	<p>3.7%</p>
	<p>5</p> <p>Engine Company 70</p> <p>Bauer Latzo Studios (PS 814 - A5) AOR</p>	<p>This amendment will compensate the AOR for the following PBC-requested additional services in the lump sum amount of \$59,598.00 for numerous modifications, additions, and adjustments to the Prototype Engine Company design, including:</p> <ol style="list-style-type: none"> 1. Redesign of pavements in apparatus bay, training areas, and driveways. 2. Addition of median restoration detail. 3. Revision of sidewalk ramp design. 4. Revision of details for catch basin. 5. Revision and addition of details for alley reconstruction. 6. Addition of details for street pavement restoration. 7. Design details for 8' meter vault. 8. Modifications of solar panel design. 9. Addition of switch and signage for overhead doors. 10. Relocation of gas meter. 11. Addition of low mercury lighting. 12. Deletion of movable partition. 13. Revision of fence along training area. 14. Additional survey coordination. 15. Revision of doors at penthouse. 16. Design of railing at overhead penthouse door. 17. Modification of radio BDA. <p>The services represented in the amendment were not included in the original scope of the Professional Services Agreement.</p>	<p>\$59,598.00</p>	<p>\$331,121.00</p>	<p>\$9,408,258.19</p>	<p>3.5%</p>

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
	Southwest Area Middle School	GREC Architects (PS 1105 - A2) AOR	<p>This amendment represents PBC-requested additional services in the amount of \$129,027.00 for the AOR to provide the following:</p> <ol style="list-style-type: none"> 1. Provide AOR observation during the construction phase of the project as follows: attend weekly progress meetings on-site, prepare field reports (1 per site visit), monitor progress and quality of construction completed, and verify the work is being performed in accordance with the Contract documents. Allocated time for this activity is an average of 12 hours per week and assumes a construction phase period of 61 calendar weeks - \$91,500.00; 2. Provide additional AOR design services to widen the west private drive, revisions to the north and west private drive paving that will structurally accommodate CTA and CPS bus traffic and parking, revisions to the storm detention system to prevent ponding of water on the private drive areas, and revisions to the landscaping adding additional sidewalks at bus drop off areas - \$17,727.00; 3. As requested by CPS, provide additional AOR design phase services to complete working drawings associated with changes to the kitchen equipment - \$19,800.00. <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	\$129,027.00	\$2,041,183.00	\$33,510,361.00	6.1%
	New Westinghouse High School	DeStefano + Partners (PS 821-A4) AOR	<p>This amendment will compensate the AOR for the following PBC-requested additional services in the lump sum amount of \$37,980.00:</p> <ol style="list-style-type: none"> 1. Redesign storm water detention system in conformance with requirements of the City of Chicago Department of Water Management - \$9,900.00; 2. Redesign Athletic fields, including: <ol style="list-style-type: none"> a. Change natural grass to synthetic turf (including required changes to underground storm water drainage system); b. Design and develop specifications for a steel I-beam grandstand for 1,200 people; and c. Design and develop specifications for an enclosed outdoor storage / athletic equipment storage building - \$27,980.00 <p>In addition, the original AOR agreement included a \$250,000.00 budget for Reimbursable Expenses (including reimbursement of PBC approved fees for Specialty Consultants). Approximately \$55,000.00 remains in that budget. That amount will not be sufficient and therefore, this amendment will increase the Reimbursable Expenses budget by \$50,000.00 to a total of \$300,000.00.</p> <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	\$37,980.00	\$4,475,895.00	\$69,089,000.00	6.5%

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	7th District Police Station	VOA Architects (PS 623 - A5) AOR	<p>This amendment represents PBC-requested additional services in the amount of \$125,160.00 for the Architect of Record to provide the following design services:</p> <ol style="list-style-type: none"> 1. As a result of the prototype design review in August 2006, the AOR will provide design and engineering services related to program revisions, preparations of Furniture, Fixtures, and Equipment specifications and standards and telecommunications tower study- \$50,000.00; 2. Additional design and engineering services related to Telecom Program Changes - \$39,220.00; 3. Extension of construction phase services as a result of the substantial completion date for the project being revised from August 5, 2008 to September 8, 2008 - \$35,940.00. <p>In addition, the original AOR agreement included \$25,000.00 for Reimbursable Expenses. The total original Reimbursable Expenses has been used and this amendment will increase the Reimbursable Expenses by any additional \$25,000.00 to cover any Reimbursables through the completion of the project.</p> <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	\$125,160.00	\$678,172.50	\$21,078,961.88	4.6%
2	7th District Police Station	Bradshaw Construction & Management (PS 1028 - A2) OR	<p>This amendment represents PBC-requested additional services in the amount of \$137,228.00 for the Owner's Representative to provide the following:</p> <ol style="list-style-type: none"> 1. Extend full-time field services throughout the duration of Construction as a result of the substantial completion date for the project being revised from August 5, 2008 to September 8, 2008 - \$69,221.00; 2. Provide additional Construction Management, Supervision Services, Quality Assurance Oversight, and Scheduling Analysis Services - \$71,008.00 <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	\$137,228.00	\$628,997.00	\$21,078,961.88	3.9%
3	9th District Police Station	Wight & Company (PS 954 - A3) AOR	<p>This amendment represents PBC-requested additional services in the amount of \$178,800.00 for the Architect of Record to provide the following:</p> <ol style="list-style-type: none"> 1. Additional Construction Administration services not part of the existing contract - \$178,000.00; 2. A consultant to perform soil evaluation of existing soil conditions and suitability of use - \$800.00. <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p>	\$178,800.00	\$1,001,940.00	\$28,977,000.00	3.5%