

**PUBLIC BUILDING COMMISSION OF CHICAGO
FIRST AMENDMENT
CONTRACT NUMBER PS1098**

THIS FIRST AMENDMENT AGREEMENT is made and entered into as of the 29th day of February, 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 **SCHROEDER MURCHIE NIEMIEC GAZDA-AUSKALNIS, LTD.** ("Architect") dated May 8, 2007 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 8th day of May, 2007, ("Agreement"), wherein the Architect is to provide Architect of Record Services for Skinner Elementary School; 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 IX- Additional Services is revised to add the following services:

 Architect will provide revisions to prototype specifications based upon "LEED for Schools" requirements. The United States Green Building Council (USGBC) has recently updated and re-categorized the LEED certification process by establishing new project type certification standards. As such, the Mark T. Skinner school project has been registered under the new

category "LEED for Schools." Accordingly, the specifications must be updated to meet the revised standards.

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 \$14,440.00 for the additional services outlined in Item 2 of this Amendment 1.

The Fixed Fee is increased to a total of \$1,964,440.00.

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. 1.

ATTEST:

PUBLIC BUILDING COMMISSION
OF CHICAGO

BY: *Edgwick C. Johnson* Date: 5-7-08 *211*
Edgwick C. Johnson
Secretary

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

ARCHITECT

SCHROEDER MURCHIE NIEMIEC GAZDA-AUSKALNIS, LTD.

By: *Jack Murchie* Date: 5/22/08
Jack Murchie
President

Subscribed and sworn to me this

21 day of MARCH 2008

Margaret Ann Temple
Notary Public

My Commission expires: 7-24-2011

(Seal of Notary)





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

BOARD OF COMMISSIONERS

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John E. Wilson, Ltd.
Certified Public Accountants

Secretary
EDGRICK C. JOHNSON

Assistant Secretary
PATRICK J. HARNEY

March 4, 2008

Jack Murchie
Schroeder Murchie Niemiec Gazda-Auskalnis, Ltd
936 W. Huron Street
Chicago, IL 60622

**Re: Amendment One made part of Professional Service
Agreement PS1098, Architect of Record Services for
Skinner Elementary School**

Dear Mr. Murchie:

Enclosed is Amendment One to the captioned Agreement. Please return both copies of the signed and notarized amendment to my attention at your earliest convenience. Upon acceptance of the amendment by the PBC, a fully executed copy will be returned to you.

Sincerely,

Deborah Burton
Director of Procurement

DB/dz

**PUBLIC BUILDING COMMISSION OF CHICAGO
FIRST AMENDMENT
CONTRACT NUMBER PS1098**

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Section IX- Additional Services is revised to add the following services:

- B. Architect will provide revisions to prototype specifications based upon "LEED for Schools" requirements. The United States Green Building Council (USGBC) has recently updated and re-categorized the LEED certification process by establishing new project type certification standards. As such, the Mark T. Skinner school project has been registered under the new

category "LEED for Schools." Accordingly, the specifications must be updated to meet the revised standards.

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IN WITNESS WHEREOF, the parties hereto have agreed and executed this Amendment Agreement No. 1.

ATTEST:

**PUBLIC BUILDING COMMISSION
OF CHICAGO**

BY: _____ Date: _____
Edgrick C. Johnson
Secretary

BY: _____ Date: _____
Richard M. Daley
Chairman

ARCHITECT

SCHROEDER MURCHIE NIEMIEC GAZDA-AUSKALNIS, LTD.

By: _____ Date: _____
Jack Murchie
President

Subscribed and sworn to me this

_____ day of _____ 20_____.

Notary Public

My Commission expires: _____

(Seal of Notary)

**Public Building Commission of Chicago
Proposed Amendment Report to the Administrative and Operations Committee -
January 31, 2008**

Feb 13, 2008

| Amendment | Project | Consultant | Reason for the Proposed Amendment | Amount of the Proposed Amendment | Consultant's Fee including the Proposed Amendment Fee | Consultant's Fee including the Proposed Amendment Fee as a % of the Current Cost of Construction |
|-----------|---------------------------------------------|---------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| 1 | Chicago Children's Advocacy Center Phase II | Holabird & Root (PS 889) AOR | <p>This amendment represents additional services in the amount of \$18,900.00 required by the Architect of Record to complete an exercise to develop the reduced program for the Chicago Children's Advocacy Center (CCAC) Phase II Project. Previous studies determined that the original CCAC Phase II program exceeded the desired CCAC budget. Therefore, Holabird & Root will work on developing the reduced program, including 21,000 SF of existing space at the current CCAC, 12,800 SF of existing space at 2100 W. Harrison Street, and 10,000 SF of new construction to be added to the existing CCAC building. Exercises include test fits, special planning, programming meetings with Clients, and establishing preliminary budget ranges. The exercise shall take approximately four weeks to complete.</p> <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p> | \$18,900.00 | \$418,900.00 | 3.0% |
| 2 | Mark T. Skinner School | SMNG-A Architects (PS 1098) AOR | <p>This amendment represents PBC-requested additional services in the amount of \$14,440.00 required by the Architect of Record to provide revisions to prototype specifications based upon "LEED for Schools" requirements. The United States Green Building Council (USGBC) has recently updated and recategorized the LEED certification process by establishing new project type certification standards. As such, the Mark T. Skinner school project has been registered under the new category "LEED for Schools." Accordingly, the specifications must be updated to meet the revised standards.</p> <p>The services represented in this amendment were not included in the original scope of the Professional Services Agreement.</p> | \$14,440.00 | \$1,964,440.00 | 7.2% |

PUBLIC BUILDING COMMISSION OF CHICAGO
PROPOSED AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

PA No.: 1

| | | | |
|---------------|-------------------------------|-----------------|-------------------------|
| Client: | <u>Chicago Public Schools</u> | Date: | <u>January 15, 2008</u> |
| Project Name: | <u>Mark T. Skinner School</u> | Project Number: | <u>CPS 23</u> |
| Consultant: | <u>SMNG-A Architects</u> | PS Number: | <u>PS 1098</u> |
| Requestor: | <u>Keith Schedel</u> | | |

AS A RESULT OF THIS AMENDMENT:

The Consultant's Fee will be Increased by: Decreased by: \$ 14,440.00
Original Consultant's Fee: \$ 1,950,000.00

Funding Source for Proposed Amendment:

DESCRIPTION OF AMENDMENT:

Provide revisions to prototype specification Mark T. Skinner Elementary School in accordance with necessary revisions to Division 2 through 1 Section 01352 – LEED Requirements , and

The Description
OF the amendment
was revised
after signatures
were received.

_____ dressed for the
_____ tion to the
_____ :ED Consultant,

REASON FOR AMENDMENT: (Attach any

The United States Green Building Council (USGBC) is currently establishing new project type certification s

As such, the Mark T. Skinner school project specifications must be updated to meet the

_____ ation process by

_____ Accordingly, the

Approved - Project Manager

Approved - Design Manager

Approved - PBC Director of Planning and Design

Approved - Client agency (If Required)

Attachment: (As required)

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

PA No.: 1

| | | | |
|---------------|-------------------------------|-----------------|-------------------------|
| Client: | <u>Chicago Public Schools</u> | Date: | <u>January 15, 2008</u> |
| Project Name: | <u>Mark T. Skinner School</u> | Project Number: | <u>CPS 23</u> |
| Consultant: | <u>SMNG-A Architects</u> | PS Number: | <u>PS 1098</u> |
| Requestor: | <u>Keith Schedel</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>14,440.00</u> |
| | Original Consultant's Fee: | \$ <u>1,950,000.00</u> |
| | Previously Approved Amendments: | \$ <u>0.00</u> |
| | Current Consultant's Fee: | \$ <u>1,950,000.00</u> |
| | Proposed Revised Consultant's Fee: | \$ <u>1,964,440.00</u> |

Funding Source for Proposed Amendment: 5.08 Professional Services Contingency

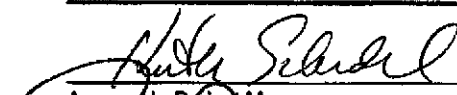
DESCRIPTION OF AMENDMENT:

Provide revisions to CPS transfer specifications such that LEED for Schools requirements are comprehensively addressed for the Mark T. Skinner Elementary School in accordance with the enclosed SMNG-A proposal dated 1/10/08. In addition to the necessary revisions to Division 2 through 14 specifications, revisions will include Division 1 Section 01001 – LEED Consultant, Section 01352 – LEED Requirements, and Section 01524 – Construction Waste Management.


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

The United States Green Building Council (USGBC) has recently updated and recategorized the LEED certification process by establishing new project type certification standards.


As such, the Mark T. Skinner school project has been registered under the new category "LEED for Schools". Accordingly, the specifications must be updated to meet the revised standards.



 Approved - Project Manager



 Approved - Design Manager



 Approved - PBC Director of Planning and Design

 Approved - Client agency (If Required)

Attachment: (As required)

SMNG-A

Schroeder Murchie Niemiec Gazda-Auskainis
Architects, Ltd.

Kenneth Schroeder, FAIA
Jack Murchie, AIA
Todd Niemiec
Marta Gazda-Auskainis, AIA, LEED AP
Molly Kinsella, Associate

January 10, 2008

Keith Schedel
Public Building Commission/ Program Management Office
Parsons Corporation
10 South Riverside Plaza, Suite 400
Chicago, IL 60606

**Subject: Proposal for Additional Services to Provide Alterations to LEED for Schools Specifications
Mark T. Skinner Elementary School
Chicago, Illinois**

Dear Mr. Schedel:

Schroeder Murchie Niemiec Gazda-Auskainis Architects (SMNG-A) has been notified that they will not be in receipt of CPS revised transfer specifications applicable for LEED for Schools certification per the CPS response to RFC#30, and per Joseph Clair's emailed response to a memorandum issued 12/18/06, in time for incorporation into the bid documents for the Mark T. Skinner Elementary School. As a result, the SMNG-A design team will update the CPS-issued transfer specifications to incorporate the LEED for Schools requirements for the Mark T. Skinner Elementary School.

SMNG-A presents this proposal for professional services.

Scope of Work

Provide revisions to CPS transfer specifications such that LEED for Schools requirements are comprehensively addressed for the Mark T. Skinner Elementary School. In addition to necessary revisions to Divisions 2 through 14 specifications, revisions will also include Division 1 Section 01001- LEED Consultant, Section 01352 - LEED Requirements, and Section 01524 - Construction Waste Management.

Schedule

The work of this request for additional services will require approximately 21 calendar days to complete.

Compensation

We propose to furnish the services listed above for a stipulated sum of \$14,444.

Please call if you have any questions regarding this proposal.

Sincerely,


Ken Schroeder, FAIA

936 West Huron Street - Chicago, IL 60622 - t: 312.829.3355 - f: 312.829.8187