

**PUBLIC BUILDING COMMISSION OF CHICAGO
FIRST AMENDMENT
CONTRACT NUMBER PS 1099**

THIS FIRST AMENDMENT AGREEMENT is made and entered into as of the 12th day of November, 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 **STUDIO GANG ARCHITECTS, 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, wherein the Architect is to provide Architect of Record Services for Ford Calumet Environmental Center 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 is revised to delete the following Sections:

- 1) Delete Section VI. Construction Phase Services
- 2) Delete Section VI. Bidding Phase Services
- 3) Delete Section VII. Project Closeout Services

3. Schedule A - Scope of Services

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

E. The Architect will provide the following additional design and engineering services in order to complete and accurately price the required comprehensive Construction Documents as required by the Department of Environment:

- Geotechnical Engineering
- Geothermal Engineering
- Project Identity, Logo, and Text Creation
- Bird Strike and Bird Protection
- Digital Modeling
- Estimating
- Acoustical Design

4. Schedule D Compensation of the Architect

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

The Architect shall be paid the amount of \$256,729.00 for the additional services outlined in Item 3 of this Amendment 1.

A credit of (\$382,741.20) is deducted from the Fixed Fee of this Agreement for the Services deleted in item 3 of this Amendment 1

The Fixed Fee is decreased to a total of \$1,149,791.80.

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.

PUBLIC BUILDING COMMISSION
OF CHICAGO

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

ATTEST:

BY: *Edgrick C. Johnson* Date: 12/16/08
Edgrick C. Johnson
Secretary

ARCHITECT

STUDIO GANG ARCHITECTS, LTD.

By: *Jeanne Gang* Date: Nov 29 08
Jeanne Gang
President

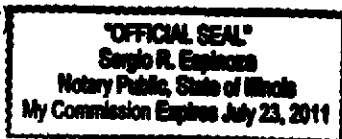
Subscribed and sworn to me this

24th day of November 2008

Sergio R. Espinoza
Notary Public

My Commission expires: July 23rd 2011

(Seal of Notary



*Notarized for
Jeanne Gang*

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

PA No.: 1

Client:	<u>DOE</u>	Date:	<u>October 22, 2008</u>
Project Name:	<u>Ford Calumet Environmental Center</u>	Project Number:	<u>04050</u>
Consultant:	<u>Studio Gang Architects</u>	PS Number:	<u>PS-1099</u>
Requestor:	<u>Ray Giderof</u>		

AS A RESULT OF THIS AMENDMENT:

The Consultant's Fee will be	<input type="checkbox"/> Increased by: <input checked="" type="checkbox"/> Decreased by:	\$ <u>(126,012.20)</u>
	Original Consultant's Fee:	\$ <u>1,275,804.00</u>
	Previously Approved Amendments:	\$ <u>0.00</u>
	Current Consultant's Fee:	\$ <u>1,275,804.00</u>
	Proposed Revised Consultant's Fee:	\$ <u>1,149,791.80</u>

Funding Source for Proposed Amendment: _____

DESCRIPTION OF AMENDMENT:

Listed below is a summary of the additional services associated with this Amendment:

Item #1:

Cost: (\$382,741.20)

Description: Delete the Bidding, Construction Administration, and Project Closeout services, as identified in executed Professional Service Agreement – Contract Number PS1099, from SGA's scope.

Attachments:

- Executed copy of SGA's PS Agreement Contract Number PS1099

Item #2:

Cost: \$256,729.00

Description: Provide the following additional design and engineering services:

- Geotechnical Engineering (Subtotal Cost: \$33,020.00)
- Geo-Thermal Engineering (Subtotal Cost: \$21,500.00)
- Project Identity, Logo and Text Creation Design (Subtotal Cost: \$38,519.43)
- Specialty Lighting Design and Engineering (Subtotal Cost: \$13,111.00)
- Bird Strike and Bird Protection Design and Engineering (Subtotal Cost: \$3,673.19)
- Digital Modeling (Subtotal Cost: \$40,176.38)
- Structural Design and Engineering (Subtotal Cost: \$44,00.00)
- MEP Design and Engineering (Subtotal Cost: \$20,000.00)
- Acoustical Design and Engineering (Subtotal Cost: \$12,000.00)
- Landscaping Design (Subtotal Cost: \$13,229.00)
- Estimating Services (Subtotal Cost: \$17,500.00)

Attachments:

- SGA's additional service request proposal dated October 22, 2008

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

Item #1:

The SGA Agreement included all AOR Services for Schematic Design, Design Development, Construction Documents, Bidding, Construction Administration and Project Closeout. SGA has completed all required AOR Services up to and including completion of Construction Documents. The DOE has decided to pursue an alternative project implementation plan and has advised us that the PBC will not be involved in the Bidding, Construction Administration or Project Closeout phases as contemplated at the time when PBC was asked to undertake the Project. Those Services are therefore being deleted from the Agreement.

Item #2:

The following specialty Services were provided by SGA in order to complete and accurately price the required comprehensive Construction Documents as required by the DOE:

- Geotechnical Engineering
- Geothermal Engineering
- Project Identity, Logo and Text Creation
- Specialty Lighting Design
- Bird Strike and Bird Protection
- Digital Modeling
- Estimating
- Acoustical Design

SGA also provided additional AOR Services in response to DOE requested program changes including the addition of outdoor utility buildings and revisions to the structural, MEP and landscape designs of the Project.

 10/23/00
Approved - Project Manager

Approved - Design Manager

Approved - PBC Director of Planning and Design

Approved - Client agency (If Required)

Attachment: (As required)

Proposed Amendment Report to the Administrative and Operations Committee -
October 30, 2008

A4.

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	Stewart Campus Park	The Architect Enterprise, Ltd (PS 965 -A2) AOR	This amendment represents PBC-requested additional services for the total amount of \$7,167.50 for the AOR to provide the following due to scope change and modifications to the original project requirements: 1) Additional drawing plans for the revised layout of the parking lot - \$2,500.00 2) Additional drawing plans for the modification of the front staircase - \$3,437.50 3) Additional construction administration for the additional scope changes - \$1,230.00. The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$7,167.50	\$119,712.50	\$1,210,800.00	9.9%
2	Ford Calumet Environmental Center	Studio Gang Architects, Ltd. (PS 1099 - A1) AOR	This amendment represents a credit in the amount of (\$126,012.20) for the following PBC-requested services due to scope changes and modifications to the original project requirements: 1) Delete the Bidding, Construction Administration, and Project Closeout Services that were included in the scope of the executed Professional Service Agreement for a credit of (\$382,741.20) due to an alternative project implementation plan being pursued by the Department of Environment (DOE); 2) Provide the following additional design and engineering services for a cost of \$256,729.00 in order to complete and accurately price the required comprehensive Construction Documents as required by the DOE: - Geotechnical Engineering - Geothermal Engineering - Project Identity, Logo, and Text Creation - Bird Strike and Bird Protection - Digital Modeling - Estimating - Acoustical Design These services were not included in the original scope of the Professional Services Agreement.	(\$126,012.20)	\$1,149,781.80	\$17,359,971.00	6.6%
3	Brighton Park I Area Elementary School	Terracon Consultants, Inc. (PS 1380 - A1) Environmental Specialty Consultant	This amendment represents PBC-requested additional services for the total amount of \$203,500.00 for the Environmental Specialty Consultant as a result of the findings of the initial Phase II site assessment. This amendment is a continuation of the Phase II site assessment, with additional soil borings and testing to delineate the area of soil removal / remediation and to incorporate the next phases of work on the site through project closeout. The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$203,500.00	\$270,350.00	\$30,277,995.00	0.9%


Public Building Commission of Chicago
Proposed Amendment Report to the Administrative and Operations Committee -
October 30, 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	Urban Model High School Prototype	John Ronan Architects (PS 1055 - A1) Design Architect	This amendment represents PBC-requested additional services for the total amount of \$2,952.14 to provide for reimbursable expenses for the Design Architect, including presentation models, booklets, boards, etc. for the Urban Model High School Prototype. The services represented in this amendment exceed the original scope of the Professional Services Agreement.	\$2,952.14	\$27,952.14	N/A	N/A
5	South Water Purification Plant Chlorine Improvements	Greeley & Hansen (PS 962 -A1) Engineering Services	This amendment represents PBC-requested additional services in the amount of \$4,000.00 for the Engineer to perform structural analysis to determine the as-is Load Capacity of the existing walkway bridge for Contractor access to remove and replace the existing Ejector 17. The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$4,000.00	\$3,476,497.00	\$48,120,854.00	7.2%



MEMORANDUM

TO: MAYOR RICHARD M. DALEY

FROM: Erin Lavin Cabonargi 

DATE: December 1, 2008

RE: Amendment One made part of Professional Service Agreement PS 1099
Architect of Record Services for Ford Calumet Environmental Center



This Amendment is to provide additional Architect of Record services for Ford Calumet Environmental Center. The fee amount for this amendment is \$256,729.00 and a credit of (\$382,741.20), the fix fee is decreased to a total of \$1,149,791.80. This appointment was approved at the November 12, 2008 Board of Commissioners meeting.

CC: Pat Harney

Ray Gibney



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November 20, 2008

Mark Schendel
Studio Gang Architects, Ltd.
1212 N. Ashland Avenue, Suite 212
Chicago, IL 60622

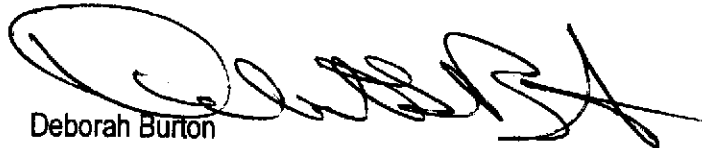
**Re: Amendment No. 1
Professional Service Agreement PS 1099
Architectural Services for Ford Calumet Environmental Center**

Dear Mr. Schendel:

Enclosed is Amendment No. 1 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