

**PUBLIC BUILDING COMMISSION OF CHICAGO  
SECOND AMENDMENT  
CONTRACT NUMBER PS 1239**

**THIS SECOND AMENDMENT AGREEMENT** is made and entered into as of the 1st day of October, 2010, and shall be deemed and taken as forming a part of the Agreement for Architect of Record Services for Boone Clinton Elementary School ("Agreement by and between the **PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation of the State of Illinois ("Commission") and **MULLER & MULLER ARCHITECTS** ("Consultant") dated March 18, 2008 with the like operation and effect as if the same were incorporated therein.

**WITNESSETH:**

**WHEREAS**, the Commission and Consultant have heretofore entered into an Agreement dated the 18th day of March, 2008, wherein the Consultant is to provide Architect of Record Services for the Board of Education of the City of Chicago; and

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

**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,**

Pursuant to Schedule A, Section IX. Additional Services, the Architect shall perform the additional services required for Boone Clinton Elementary School. The scope for this service is detailed in Attachment A to this Amendment 2.

**3. Schedule D – Compensation of the Architect is revised as follows:**

**3.1** The Consultant shall be paid on a time card not to exceed amount of \$150,000.00 for the additional services outlined in Item 2 above.

**3.2** The Consultant's reimbursable expense budget shall be increased in the amount of \$9,000.00.

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

The terms of the Agreement remain in full force and full force and effect as modified in this Amendment.

*(Signature Page follows)*

ARCHITECT OF RECORD SERVICES  
BOONE CLINTON ELEMENTARY SCHOOL - PS1239  
PROJECT NO. 05090

IN WITNESS WHEREOF, the parties hereto have agreed and executed this Amendment No. 2.

PUBLIC BUILDING COMMISSION  
OF CHICAGO

BY: Richard M. Daley  
Richard M. Daley  
Chairman

Date: \_\_\_\_\_

ATTEST:

BY: Edrick C. Johnson  
Edrick C. Johnson  
Secretary

Date: 11-5-2010

ARCHITECT

MULLER & MULLER ARCHITECTS

By: [Signature]  
President

Date: 10/25/2010

AFFIX CORPORATE  
SEAL, IF ANY, HERE

County of: \_\_\_\_\_

State of: \_\_\_\_\_

Subscribed and sworn to before me by \_\_\_\_\_ and \_\_\_\_\_  
on behalf of Consultant this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

[Signature]  
Notary Public

My Commission expires:  
(SEAL OF NOTARY)



Approved as to form and legality

[Signature]  
Neal & Leroy, LLC

Date: 10-27-10

**ATTACHMENT A  
SCOPE OF WORK  
ARCHITECT OF RECORD SERVICES  
BOONE CLINTON ELEMENTARY SCHOOL – PS1239  
PROJECT NO. 05090**

**(SCOPE OF WORK PAGE COMPLETED BY CONSULTANT FOLLOWS THIS PAGE)**

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**MULLER+MULLER**  
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August 27, 2010

Public Building Commission of Chicago  
50 W. Washington Street  
Chicago, Illinois 60602

Attention: Mr. Ariel Vaca  
Project Manager

Subject: Proposal for additional services- Site Revisions II for  
Boone Clinton Area Elementary School

Dear Ariel:

Per your request Muller+Muller, Ltd. (M+M) is submitting the following fee proposal for additional services for the subject project. We understand the scope for the 'Site Revisions II' generally consists of providing design through construction administration services for the interface of the recently designed access road from Kedzie to West Ridge Elementary School and People's Gas Roger's Park facility.

We understand the scope of work generally to consist of:

- Parking and paving on the People's Gas site in accordance with the August 18, 2010 'Rogers Park (Boone-Clinton) Scope of Work Summary'
- Fencing on the People's Gas site in accordance with the August 18, 2010 'Rogers Park (Boone-Clinton) Scope of Work Summary'
- Lighting in accordance with the August 18, 2010 'Rogers Park (Boone-Clinton) Scope of Work Summary' and coordinated with the access road plans.
- Coordination with Peoples Gas consultant or vendor for perimeter alarm system and security protection system.
- Landscaping design limited to as directed by PBC/Peoples Gas.
- Review and coordination of utility design.
- Coordination with PBC environmental consultant.

We understand the following will not be included:

- Coordination of relocation of Peoples Gas buildings or facilities.
- Work by subconsultant other than civil, structural, and electrical engineering and landscape architecture.
- Reimbursable consultants other than those listed on the attached proposed fee schedule.

Accordingly, M+M proposes to provide the following:

1. Preparation of 60%, 90%, and 100% drawings and specifications for architectural, civil, structural, electrical, and landscaping drawings. We understand that these submittals will only be reviewed internally at PBC and will not go through the standard excel spreadsheet review process.
2. Revised permit drawings and permit approvals. Revisions include site water detention (DOWM) and general permit as required.

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3. Construction administration: M+M and our consultants have limited our construction administration to 20% of the propose fee. Please note that additional services may be required depending on the extent of hours spent during design and the time commitment requirement during construction.

Attached please find a breakdown of the fee per discipline on the 'proposed fee schedule', dated August 20, 2010. This 'time card not-to-exceed fee basis' is based on the conditions of our original contract and the assumption that all work will be completed within 6 months of start of design work.

If you need any additional information or want to further discuss this, please do not hesitate to contact myself or Ed Frankowski at 312 432.4180 Extension 229 or [efrankowski@muller2.com](mailto:efrankowski@muller2.com)

We await further direction from PBC before proceeding any further with this work.

Very truly yours,  
Muller+Muller, Ltd.



Terrence Sullivan, AIA, LEED AP  
Managing Associate

Copy: Project File