

**FIRST AMENDMENT  
EARTH RETENTION SYSTEM DESIGN SERVICES  
OGDEN REPLACEMENT ELEMENTARY SCHOOL  
PROJECT NO.: 05160  
CONTRACT NUMBER PS 1712**

**THIS FIRST AMENDMENT AGREEMENT** is made and entered into as of the 11th day of March, 2010, and shall be deemed and taken as forming a part of the Agreement for Earth Retention System Design Services for Ogden Replacement Elementary School ("Agreement by and between the **PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation of the State of Illinois ("Commission") and **GEOSYNTEC CONSULTANTS, INC.** ("Consultant") dated September 4, 2009 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 4th day of September, 2009, wherein the Consultant is to provide Earth Retention System Design Services for the Board of Education for 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** is amended to include additional services required for Ogden Replacement Elementary School to perform Earth Retention System Design Services. The scope for this service is detailed in Attachment A to this Amendment 1.

**3. Schedule C Compensation of the Consultant** is revised as follows:

**C.1** The Consultant shall be paid the not to exceed amount of \$10,264.00 for the additional services outlined in Attachment B of this Amendment 1.

The Not to Exceed Fee is increased to a total of \$59,749.00.

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 effect except as modified in this Amendment.

*(Signature Page follows)*

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

PUBLIC BUILDING COMMISSION  
OF CHICAGO

BY: Richard M. Daley  
Richard M. Daley  
Chairman

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

ATTEST:

BY: Edgrick C. Johnson  
Edgrick C. Johnson  
Secretary

Date: 4-22-2010

GEOSYNTEC CONSULTANTS, INC.

By: Chris Petropoulos  
~~President~~ ASSOCIATE

Date: 04/07/2010

AFFIX CORPORATE

SEAL, IF ANY, HERE

County of: Cook

State of: Illinois

Subscribed and sworn to before me by Chris Petropoulos and \_\_\_\_\_  
on behalf of Consultant this 7th day of April, 2010.

Sara Green  
Notary Public

My Commission expires:

(SEAL OF NOTARY)



Approved as to form and legality

Jocinta Epling  
Neal & Leroy, LLC

Date: 4/13/10

**ATTACHMENT A  
SCOPE OF WORK**

**EARTH RETENTION SYSTEM DESIGN SERVICES  
OGDEN REPLACEMENT ELEMENTARY SCHOOL  
PROJECT NO.: 05160  
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The Scope of Services includes but is not limited to:

1. Review Earth Retention System (ERS) installation submittal.
2. Perform ERS vibration analysis as mandated by the Department of Water Management.
3. Provide professional opinion for vibration concerns.

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**ATTACHMENT B  
SCHEDULE OF COST**

**EARTH RETENTION SYSTEM DESIGN SERVICES  
OGDEN REPLACEMENT ELEMENTARY SCHOOL  
PROJECT NO.: 05160  
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The Commission shall pay the Consultant for the satisfactory performance of the Services a **Not to Exceed Fee ("Fee")** of **\$10,264.00** for all work included in Attachment A.

**(SCHEDULE OF COST PAGE COMPLETED BY CONSULTANT FOLLOWS THIS PAGE)**