

**FIRST AMENDMENT
COMPREHENSIVE DIGITAL CONSTRUCTION PRINTING SERVICES
PUBLIC BUILDING COMMISSION
CONTRACT NUMBER PS1682B**

THIS FIRST AMENDMENT AGREEMENT is made and entered into as of the 8th day of March, 2011, and shall be deemed and taken as forming a part of the Agreement for Comprehensive Digital Construction Printing Services ("Agreement" by and between the **PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation of the State of Illinois ("Commission") and **CUSHING & COMPANY**. ("Vendor") dated September 1, 2009 with the like operation and effect as if the same were incorporated therein.

WITNESSETH:

WHEREAS, the Commission and Vendor have heretofore entered into an Agreement dated September 1, 2009, wherein the Vendor is to provide Comprehensive Digital Construction Printing Services for the Commission; and

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

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 B Compensation of the Vendor is revised as follows:

B.1 The Vendor shall be paid for the satisfactory performance of the Services as a not to exceed amount of **\$100,000.00**. Vendor will be compensated for Services provided as indicated on the attached vendor price list Attachment C of this Amendment 1.

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

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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: Edgwick C. Johnson
Edgwick C. Johnson
Secretary

Date: 5-12-11

CUSHING & COMPANY

By: Cathleen Cushing Duff
President

Date: 3/22/2011

AFFIX CORPORATE

SEAL, IF ANY, HERE

County of: Cook

State of: IL

Subscribed and sworn to before me by _____

on behalf of Vendor this 22nd day of March, 2011.

Heather J. Askew
Notary Public

My Commission expires: 2/15/12



Approved as to form and legality

Jacinta Epting
Near & Leroy, LLC

Date: 3/28/11

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

PUBLIC BUILDING COMMISSION
OF CHICAGO

BY: *Richard M. Dalry*
Richard M. Dalry
Chairman

Date: _____

ATTEST:

BY: *[Signature]*
Edgrick C. Johnson
Secretary

Date: _____

CUSHING & COMPANY

BY: *Catherine Cushing Duff*
President

Date: 3/22/2011

AFFIX CORPORATE
SEAL IF ANY, HERE

County of: _____

State of: _____

Subscribed and sworn to before me by _____

on behalf of Vendor this _____ day of _____, 20____.

Notary Public

My Commission expires:

(SEAL OF NOTARY)

Approved as to form and legality

Jacinta Epling
Neal & Leroy, LLC

Date: 3/28/11

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ATTACHMENT A
SCOPE OF SERVICES

Refer to Schedule A-Scope of Services, Contract No. PS1682B, dated September 1, 2009.

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ATTACHMENT B
COMPENSATION

B.1. **VENDOR'S FEE**

- B.1.1 The Commission shall pay the Vendor for the satisfactory performance of the Services a **Not to Exceed Fee ("Fee")** of **\$100,000.00** for all Work included in Attachment A.
- B.1.2 Vendor's Fee will include travel, expenses, profit, overhead, general conditions, materials, equipment, computers, vehicles, office labor, field labor, insurance, deliverables, and any other costs incurred in preparation and submittal of deliverables.

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**ATTACHMENT C
VENDOR PRICE LIST**

Refer to Attachment A-Cost Fee Schedule, Contract No. PS1682B, dated September 1, 2009

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