

**FIRST AMENDMENT  
COMMISSIONING AUTHORITY SERVICES  
FOR VARIOUS SITES  
AGREEMENT NUMBER PS1854A**

**THIS FIRST AMENDMENT AGREEMENT** is made and entered into as of the 11th day of February, 2014, and shall be deemed and taken as forming a part of the Agreement for Commissioning Authority Services for Various Sites ("Agreement") by and between the **PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation of the State of Illinois ("Commission") and **NEST BUILDERS, INC. d/b/a dbHMS USA** ("Consultant") dated March 8, 2011 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 March 8, 2011, wherein the Consultant is to provide Commissioning Authority Services for Various Sites for the Commission; and

**WHEREAS**, the Commission and Consultant now desire to amend the Agreement to exercise its option to extend the Agreement terms;

**WHEREAS**, the Commission and Consultant now desire to amend the Agreement to include modify basic services to the Scope of Services;

**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 CONTRACT AS THOUGH FULLY SET FORTH HEREIN.**

**2. Article VI. Terms**, is revised to extend the term of the Agreement to February 10, 2015.

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 full force and effect.

*(Signature Page follows)*

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

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PUBLIC BUILDING COMMISSION  
OF CHICAGO

BY: Rahm Emanuel Date: \_\_\_\_\_  
Mayor Rahm Emanuel  
Chairman

ATTEST:

BY: Lori Lyppen Date: 3/19/14  
Lori Lyppen  
Secretary

NEST BUILDERS, INC. D/B/A dbHMS USA

By: [Signature] Date: 2-21-14

AFFIX CORPORATE

SEAL, IF ANY, HERE

County of: Cook

State of: IL

Subscribed and sworn to before me by Victor Avila  
on behalf of Contractor this 21<sup>st</sup> day of 2, 20 14.

[Signature]  
Notary Public



Approved as to form and legality

Anne L. Freed Date: 3-7-14  
Neal & Leroy, LLC