PUBLIC BUILDING COMMISSION OF CHICAGO MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS HELD ON MARCH 14, 2006

The regular meeting of the Board of Commissioners of the Public Building Commission of Chicago was held at the Board Meeting Room, 2nd Floor, Richard J. Daley Center on March 14, 2006 at 2:30 P.M.

The following Commissioners were present:

Adela Cepeda Robert B. Donaldson María N. Saldaña Samuel Wm. Sax Michael W. Scott Gerald M. Sullivan

The following Commissioners were absent:

Richard M. Daley, Chairman Arthur M. Brazier Cynthia M. Santos John H. Stroger, Jr.

Also present were:

Montel M. Gayles

- S. Altschul
- E. Benodin
- J. Brankin
- K. Brown
- B. Campney
- V. Cerinich
- J. Chamlin
- B. Currie
- E. Davis
- D. Degrazia
- A. Fredd
- J. Gallagher
- A. Garcia-Abner

- E. Gerulet
- R. Giderof
- J. Hall
- J. Harmening
- G. Hill
- D. Jackson
- D. Jasinski
- E. Johnson
- J. Karlov
- D. Lai
- J. McConnell
- J. Meeks
- K. Morro
- L. Neal
- M. Pak
- K. Purcell
- J. Rauen
- O. Rodriguez
- B. Sandner
- T. Shelton
- A. Siegel
- B. Spight
- J. Sportolari
- L. Suera
- G. Thompson
- M. Troksa
- S. Ware
- L. Williams
- J. Wilson
- C. Wright-Harris

In the absence of Chairman Richard M. Daley, Commissioner Samuel Wm. Sax was nominated and elected by the Commissioners as temporary chairman for purposes of chairing the meeting.

The meeting was called to order and the presence of a quorum was established.

The reading of the minutes of the February 14, 2006 meeting, which had previously been distributed, was dispensed with and upon motion duly made and seconded the minutes of said meeting were unanimously adopted.

The Executive Director then called upon George Hill, Managing Architect, to present to the Board of Commissioners for approval proposed Change Orders to various contracts not requiring an increase to the project budgets marked Exhibit "A". Liquidated damages assessed against various contracts marked Exhibit "B" were also reported. After discussion and consideration and upon motion duly made and seconded, the following resolution was adopted:

RESOLUTION NO. 6899

BE IT RESOLVED by the Board of Commissioners of the Public Building Commission of Chicago that the Executive Director is hereby authorized to issue Change Orders and assess Liquidated Damages to contracts for various projects in the amounts indicated on the documents entitled "Change Orders" and "Liquidated Damages" and attached to the minutes of this meeting and marked Exhibit "A" and Exhibit "B", respectively.

Commissioners voting in the affirmative:

Adela Cepeda, Robert B. Donaldson, María N. Saldaña, Samuel Wm. Sax, Michael W. Scott, Gerald M. Sullivan – 6

Commissioners voting in the negative:

None

Then, the Executive Director presented to the Commissioners the Notice of Awards report. There were 6 items included on the notice of contracts awarded since the previous board meeting that were under \$25,000. The report was accepted and a copy of this report is attached hereto as Exhibit "C".

The Executive Director next presented a report to the Commissioners regarding the name change of Hanscomb Faithful & Gould to Faithful+Gould. It was noted that the firm provides architectural and engineering services and Chairman Sax requested that future company name change notifications include professional affiliation of the entity. The report was accepted.

Next presented was a report by Chairman Scott of the Administrative Operations (AO) Committee meeting held on March 2, 2006 which can be summarized as follows:

- ◆ Legal Counsel advised the Committee regarding the proposed acquisition price to be paid for property located at 7334-52 N. Clark Street that is to be purchased for Fire Station Engine Company 102 and a summary judgment motion in favor on Gametime, Inc. involving the Cleveland Campus Park project. Further reports will be provided to the Board during Executive Session
- ♦ At the request of the City of Chicago, the Managing Architect recommended the appointment of Greeley and Hansen to perform construction management services for the South Water Purification Plant, and the Committee concurred with the recommendation.
- ♦ The AO Committee discussed various requests for additional services for professional services agreements and recommended that the Board approve the following:

Camp, Dresser & McKee (EC)	Term Agreement for various projects	Non-monetary amendment; Time Extension Only
Cotter Consulting, Inc. (Consultant)	Agreement for various projects	Time Extension
McClier Corporation (CM)	The New Kennedy-King College	\$ 3,500,000.00
Kennedy-King Architects, LLC (AOR)	The New Kennedy-King College	\$ 400,000.00
VOA Associates (AOR)	8 th District Police Station	\$ 21,901.25
Cannon Design (AOR)	Albany Park Middle School	\$ 12,000.00

The report of the Administrative Operations Committee was accepted.

Following consideration of the Administrative Operations Committee report, and upon motion duly made and seconded, the following resolution was adopted by the Board of Commissioners:

RESOLUTION NO. 6900

BE IT RESOLVED by the Board of Commissioners of the Public Building Commission of Chicago that the Executive Director is hereby authorized to issue amendments to Professional Services Agreements for various projects in the amounts indicated on the document entitled "Proposed Professional Services Amendment Report to the Administrative Operations Committee" and attached to the minutes of this meeting as Exhibit "D".

Commissioners voting in the affirmative:

Adela Cepeda, Robert B. Donaldson, María N. Saldaña, Samuel Wm. Sax, Michael W. Scott, Gerald M. Sullivan – 6

Commissioners voting in the negative:

None

Next, the Executive Director presented a report to the Board of Commissioners regarding projects currently in the closeout phase. The Commissioners were advised that 2 projects were in the closeout phase and both were City of Chicago projects. The report was accepted.

The Board of Commissioners was next presented with consideration of approval of the appointment of Greeley and Hansen as Engineers/Architects of Record for professional construction administration services for the South Water Purification Plant Chlorine System Improvements project located at 3300 E. Chaltenham Place for a fee in the amount of \$3,472,497.00 plus reimbursables. After discussion and consideration and upon motion duly made and seconded, the following resolution was adopted.

RESOLUTION NO. 6901

BE IT RESOLVED that the Board of Commissioners of the Public Building Commission of Chicago does hereby approve the appointment of Greeley and Hansen as the Engineers/Architects of Record for professional construction administration services for the South Water Purification Plant Chlorine System Improvements project for a fee in the amount of \$3,472,497.00 plus reimbursable expenses which may be necessary to complete the project in such amounts as may be approved by the Executive Director.

Commissioners voting in the affirmative:

Adela Cepeda, Robert B. Donaldson, María N. Saldaña, Samuel Wm. Sax, Michael W. Scott, Gerald M. Sullivan – 6

Commissioners voting in the negative:

None

The next item to be considered by the Board of Commissioners was to convene an Executive Session for the purpose of discussing the acquisition of real property for the Fire Station Engine Company 102 project under Section 2(c)5 of the Open Meetings Act and litigation regarding the Cleveland School Campus Park project under Section 2(c)11 of the Open Meetings Act. Upon motion duly made and seconded, the following resolution was adopted:

RESOLUTION NO. 6902

BE IT RESOLVED that an Executive Session of the Board of Commissioners is hereby convened in order to discuss the acquisition of real property for the new Fire Station Engine Company 102 project under Section 2(c)5 and litigation regarding the Cleveland School Campus Park project under Section 2(c)11 of the Open Meetings Act.

Commissioners voting in the affirmative:

Adela Cepeda, Robert B. Donaldson, María N. Saldaña, Samuel Wm. Sax, Michael W. Scott, Gerald M. Sullivan – 6

Commissioners voting in the negative:

None

At the conclusion of the Executive Session, the meeting was reconvened and the following resolution was adopted:

Legal Counsel first presented to the Board of Commissioners in Executive Session consideration of approval of the purchase price to be paid for a one story neighborhood supermarket building, Supermercado Morelia, required for the Fire Station Engine Company 102 project. The Commissioners were advised that the subject property is currently owned by LaSalle Bank N.A., as Trustee under Trust No. 12876. The beneficiary of the land trust is I. Mejia. The property was appraised on behalf of the owner by Kowalski & Associates for \$2,600,000, plus the irremovables were separately appraised by Cutmore & Associates for \$266,000 for a total appraised value of

\$2,866,000. PBC's appraisals (exclusive of irremovables and equipment) were \$2,100,000 and \$2,150,000 by Integra Realty Resources and Appraisal Research Counselors, respectively. The owner purchased the subject property in February 2002 and has made a significant investment in the interior renovations and the exterior of the building is improved with a paved parking lot for 20 spaces. Following negotiations, the owner has agreed to accept \$2,490,000.00 as total and final just compensation for the subject property including irremovables. The owner will be responsible for the expense of moving his personal property and equipment and is waiving relocation benefits. Upon motion duly made and seconded, the following resolution was adopted:

RESOLUTION NO. 6903

BE IT RESOLVED that the Board of Commissioners of the Public Building Commission of Chicago does hereby approve the acquisition of the following-described parcel of real estate required for the Fire Station Engine Company 102 project on behalf of the City of Chicago for the purchase price set forth opposite the owner and address for such parcel:

Fire Station Engine Company 102

BE IT FURTHER RESOLVED that Legal Counsel and staff of the Commission are hereby authorized to proceed with the acquisition of the parcel described hereinabove for the amount approved herein and to execute such documents and take such actions as may be necessary and appropriate in order to acquire such parcel of real estate.

Commissioners voting in the affirmative:

Adela Cepeda, Robert B. Donaldson, María N. Saldaña, Samuel Wm. Sax, Michael W. Scott, Gerald M. Sullivan – 6

Commissioners voting in the negative:

None

Legal Counsel next presented a report to the Board of Commissioners concerning the entry of a judgment order in favor of Gametime, Inc. relative to the Cleveland School Campus Park project. Legal Counsel advised the Commissioners that mechanic's lien proceedings were filed by a number of unpaid subcontractors including Gametime, the playground equipment manufacturer, who filed a lien complaint as well as a contractual action against PBC for violation of a Joint Check Agreement.

The Joint Check Agreement dated April 9, 2003, provided that PBC, as owner, guaranteed payment of any sums due Gametime by a check payable jointly to Gametime and dr/Balti, the general contractor. On January 31, 2006, Judge Meacham granted Gametime's summary judgment motion, plus attorney's fees on the grounds that the Joint Check Agreement was an independent contractual agreement which obligated PBC to pay Gametime for the equipment. The judgment amount to be paid pursuant to the summary judgment motion if \$33,194.35 plus Gametime's attorney fees of \$9,704.60, plus costs of \$287.40, for total attorney fees and cost of \$9,992.00. Legal Counsel recommended approval of the summary judgment and that no appeal should be filed. The report was accepted.

There being no further business to come before the meeting, the meeting was adjourned.

	Secretary
APPROVED:	
Chairman	

BOARD MEETING - March 14, 2006

CHANGE ORDERS

3/9/2006

PUBLIC BUILDING COMMISSION OF CHICAGO SUMMARY OF PROPOSED CHANGE ORDERS FOR PBC BOARD MEETING MARCH 14, 2006

*
400,170,100.0
\$157,098,907.43
\$24,684,994.45
\$782,936.
\$243,345,018.35

CHANGE ORDER

New Construction, Little Village High School 3/14/2006

McHugh/Riteway, Joint Venture 1737 S. Michigan Avenue Chicago, IL 60616

CHNG	BULL	CONTRACT NUMBER 1304	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$49,750,000.00
NUM		APPROVED CHANGE ORDERS	\$3,643,855.59
		ADJUSTED CONTRACT PRICE TO DATE	\$53,393,855.59
024	1304-010	Revise cone roof and wall substrate as detailed in Bulletins 33 and #10 (Code Compliance) -	\$19,508.98
024	1304-014	Reduce the quantity of smoke detectors per code requirements (Code Compliance) -	(\$6,865.50)
024	1304-027	Delete non-freeze wall hydrant (NFWH) from cafeteria wall at second floor level and delete SR1 lighting fixtures at four courtyard doors (Error) -	(\$2,371.46)
024	1304-050	Provide architectural modifications at east and west mechanical trenches and surrounding construction (Error) -	\$28,594.08
024	1304-075	Delete acoustic ceiling and plaster soffit above the natatorium seating area and provide modified lighting, HVAC, fire protection and finishes (Error) -	\$10,123.85
024	1304-092	Remove the top of the existing concrete fence wall along the west property line at the north end of the site to a depth of 12" below grade, and leave wall and fooring below in place. Relocate the new ornamental iron fence in 3 feet to the east (Discovered Condition) -	\$0.00
024	1304-098	Provide planting schedule and landscape plan revisions. (Discovered Conditions) -	\$15,277.00
024	1304-101	Extend piping and provide French drains in the center courtyard for condensate lines from the cone corridors (Error) -	\$3,008.73
024	1304-109	Delete switches from concentrator cabinets (86 total quantity) (Owner Directed) -	(\$73,094.38)
024	1304-146	Provide electrical power to roll-up door motor, per sketch ESK-26 (Error) -	\$1,257.69
024	1304-153	Delete the angle embedded in the edge of slab at curtainwall thresholds in the main lobby (Discovered Condition) -	(\$340.00)
024	1304-170	Provide three beams required to complete framing of the low roof in Area A2 (Other-Pre-purchased steel omission) -	\$656.00
024	1304-171	Relocate the W10 beam just north of column line K.3 (Error) -	\$1,285.38
024	1304-172	Provide a credit to the contract amount in lieu of relocating three courtyard benches (Discovered Condition) -	(\$3,500.00)
024	1304-177	Provide roof deck edge angle, boom box beam assemblies and lintel (Other: Pre-purchased Structural Steel Program - Fabrication Errors) -	\$8,521.50

TOTAL CHANGE ADDITION	\$2,061.87
ADJUSTED CONTRACT PRICE AFTER APPRO	\$53,395,917.46
All interested parties are hereby notified that the Change Order listed above	re shall apply to Contract No. 1304
heretofore issued by the Public Building Commission.	
All parties shall apply the change as indicated above.	
Resolution Number	
Changes as specified above authorized for the Public Building Commission	n of Chicago by:
Reviewed By	Executive Director

CHANGE ORDER
New Kennedy King College
3/14/2006

Delta Demolition Inc. 1230 North Kostner Chicago, Illinois 60651

Reviewed By

Chicag	o, illinois	60651	
CHNG	BULL	CONTRACT NUMBER 1307	
ORDR	NUM	ORIGINAL CONTRACT PRICE	
NUM		APPROVED CHANGE ORDERS	\$678,000
		ADJUSTED CONTRACT PRICE TO DATE	\$326,854
013	1207.040		\$1,004,854.
	1307-016	*Credit for unused portion of contingency upon completion of work (Discovered Conditions)	/854 400
		((\$51,138
		·	
		TOTAL CHANGE ADDITION	
			(\$51,138.61
		ADJUSTED CONTRACT PRICE AFTER APPROVAL	
			\$953,716.17
intereste	d parties ar	e hereby notified that the Change Order listed above shall apply to Contract No. 1307	
etofore is	sued by the	Public Building Commission.	
parties sh	all anniv th	e change so in that the second	
solution N	jnwpos abbià (i)	e change as indicated above.	
any 53 dS	shacilied 91	bove authorized for the Public Building Commission of Chicago by:	

Executive Director

CHANGE ORDER

New Construction of Tarkington Elementary School 3/14/2006

George Sollitt Construction Company 790 North Central Avenue Wood Dale, Illinois 60191

CHNG	BULL	CONTRACT NUMBER 1325	
ORDR NUM	NUM	ORIGINAL CONTRACT PRICE APPROVED CHANGE ORDERS ADJUSTED CONTRACT PRICE TO DATE	\$22,590,000.00 \$299,273.00
			\$22,889,273.00
013	1325-050	Add sprinkler head in elevator pit. (Discovered Condition) -	80.440.00
013	1325-110	Add mixing valves at three (3) Science Room sinks. Change nine (9) and add two (2)	\$3,449.00
		exit/emergency signs. Add smoke detectors and remote annunciators at three (3) electrical rooms. Add heat detector in elevator pit. (Discovered Condition) -	\$8,723.00

TOTAL CHANGE ADDITION	
	\$12,172.0
ADJUSTED CONTRACT PRICE AFTER	APPROVAL \$22,901,445.0
All interested parties are hereby notified that the Change Order lis	ted above shall apply to Contract No. 1325
neretofore issued by the Public Building Commission.	
All parties shall apply the change as indicated above.	
Resolution Number	
Changes as specified above authorized for the Public Building Cor	mmission of Chicago by:
Reviewed By	
· · · · · · · · · · · · · · · · · · ·	Executive Director

CHANGE ORDER Arai School Campus Park 3/14/2006

dr Baiti Contracting 2998 South Archer Ave Chicago, IL 60608

BULL	CONTRACT NUMBER 1274	
NUM	ORIGINAL CONTRACT PRICE APPROVED CHANGE ORDERS	\$630,800.51 \$14,915.61
	ADJUSTED CONTRACT PRICE TO DATE	\$645,716.12
009	Credit for Stella de Oro Daylilly plants that were not planted per specifications -	(\$585.00)
1274-010	Credit for 68 English Ivy plants omitted from plantings. (Owner Directed) -	(\$340.00)
1274-011	Credit for 5 Dwarf Ninebark Shrubs omitted from plantings. (Owner Directed) -	(\$325.00)
	NUM 009 1274-010	NUM ORIGINAL CONTRACT PRICE APPROVED CHANGE ORDERS ADJUSTED CONTRACT PRICE TO DATE Oredit for Stella de Oro Daylilly plants that were not planted per specifications - Credit for 68 English Ivy plants omitted from plantings. (Owner Directed) -

BOARD MEETING - March 14, 2006

LIQUIDATED DAMAGES

3/3/2006

PUBLIC BUILDING COMMISSION OF CHICAGO NUMERICAL SUMMARY FOR LIQUIDATED DAMAGES 3/14/06

PAGE NO.	1	nt 2		
COMMENTS	Liquidated	Damages amount to be applied to	Skill Builders	
ADJUSTED CONTRACT PRICE	12,149,670.80	(15,744.74) \$ 4,498,498.16 to be applied to		16,648,168.96
LIQUIDATED	\$ (233,638.20) \$ 12,149,670.80 Liquidated	\$ (15,744.74) \$		\$ (249,382.94) \$ 16,648,168.96
CONTRACTOR	Castle Construction	Fredrickson/KRJ,Inc.		
PROJECT	1258 Cuffe Elementary School	1260 Budlong Branch Library		TOTAL
CONTR.	1258 (1260 E	·	<u>, - </u>

Liquidated Damages 3/14/2006

Contractor	ontractor Castle Construction					Fredrickson/KRJ,Inc.				
Project	Cuffe Elementary School					Budlong Woods Branch Library				
Contract	1258					1260				
	% of contract value:					% of contract value:				
	Req'd	Achieved		Amount	Reg'd		Achieved		Amount	
	%	%		Assessed		%	%		Assessed	
WBE	5	17		0.00		5	5		0.00	
MBE	19.11	20		0.00		25	28		0.00	
% of total worker hours:						% of to	tal worker ho			
City Residency	50	45	\$	30,374.20		50	43	\$	15,744.74	
	0/ -4					0/ 05 14	arkar tupa ba	\ure		
	% of w	orker type ho	urs			% OI W	orker type ho	Jul 5.	•	
	Goal	Achieved*		Amount		Goal	Achieved*		Amount	
	%	%		Assessed		%	%		Assessed	
Minority:										
Journeymen	50	58		0.00		25	53		0.00	
Apprentice	25	83		0.00	:::	25			0.00	
Laborer	50	59		0.00		50	73		0.00	
Female:						<u> </u>		L		
Journeymen	10	4	4	130,706.16		0			0.00	
Apprentice	5	17		0.00		0			0.00	
Laborer	10	6	\$	72,557.84		5	5	<u> </u>	0.00	
	•		\$	233,638.20				\$	15,744.74	
Total assessed	•	Adjusted contract amt: \$12,149,670.80						\$	4,498,498.16	

CHANGE ORDER
CPS-05 - Cuffe Elementary School
3/14/2006

Castle Construction Corporation 3062 West 167th Street Markham, Illinois 60426

Reviewed By

Markha	ım, Illinois	60426	•
CHNG	BULL.	CONTRACT NUMBER 1258	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$12,150,000.00
NUM		APPROVED CHANGE ORDERS ADJUSTED CONTRACT PRICE TO DATE	\$(329.20) \$12,149,670.80
		ADJUSTED CONTRACT PRICE TO DATE	\$12,1 48 ,070.00
004	1258-006	Assess liquidated damages for failure to meet economic opportunity goals	(\$233,638.20)
		•	
		TOTAL CHANGE ADDITION	(\$233,638.20)
		ADJUSTED CONTRACT PRICE AFTER APPROVAL	\$11,916,032.60
Alt inte	rested parties	s are hereby notified that the Change Order listed above shall apply to Contract N	io. 1258
		y the Public Building Commission.	
•	• •	ly the change as indicated above.	
	ition Number	ed above authorized for the Public Building Commission of Chicago by:	
Chang	es as specin	ou above audionized for the Fublic building Continuesion of Chicago by:	

Executive Director

CHANGE ORDER

CPL-20 - Budlong Branch Library 3/14/2006

Fredrickson/KRJ, Inc. 233 South Wacker Drive Chicago, Illinois 60606

Reviewed By

CHNG	BULL	CONTRACT NUMBER 1260	
ORDR NUM	NUM	ORIGINAL CONTRACT PRICE APPROVED CHANGE ORDERS	\$3,996,000.00 \$502,498.16
		ADJUSTED CONTRACT PRICE TO DATE	\$4,498,498.16
012	1260-069	Assess liquidated damages for failure to meet economic opportunity goals	(\$15,744.74)

ADJUSTED CONTRACT PRICE AFTER APPROVAL

\$4,482,753.42

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1280

heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number _______

Changes as specified above authorized for the Public Building Commission of Chicago by:

Executive Director

Notice of Award March 2006

Project Name	Service	Assigned PM PM MA EX DIR	PR	MAE	X DIR	Firm	\$Total	Comments
Children's Advocacy Center Phase II Land Survey	Land Survey	G. Shriver	×	×	×	Gremley & Biedermann	\$6,500.00	
PBCC Administration	Computer work st	ations B. Campney	×	×	×	System Solutions, Inc.	\$13,708.00	
PBCC Administration	Storage Services	D. Jackson	×	×	×	R4 Services, Inc.	\$9,589.08	
PBCC Administration	Final temp work for HR	C. Wright-Harris X	×	×	×	Account Resource, Inc.	\$1,863.00	
8th District Police Station	Door hangers	T. Coleman	×	×	×	National Distribution Systems	\$1,535.00	
Westinghouse High School	Reproduction of bid documents	R. Giderof	×	×	×	Cushing & Company	\$1,418.15	