

AMENDMENT TWO
CONSTRUCTION MANAGEMENT RISK (CMAR) SERVICES
MCDADE CLASSICAL SCHOOL ANNEX AND RENOVATIONS
CONTRACT NUMBER PS3021C

This Amendment to Agreement Number **PS3021C** (“**Amendment**”) is entered into as of June 7, 2021 by and between the **Public Building Commission of Chicago**, a municipal corporation organized and operating under the Constitution of the State of Illinois and having its principal office at Room 200, Richard J. Daley Center, 50 West Washington Street, Chicago, Illinois 60602 (“**Commission**”), and **Paschen Bowa Joint Venture** with offices located at 5515 North East River Road, Chicago, Illinois (“**PBJV**” or “**Construction Manager**”) and hereby amends the Agreement for the McDade Classical School Annex (the “**Agreement**”) dated December 12, 2018, between the Commission and the Construction Manager as further set forth herein. Collectively, PBC and BOWA or Construction Manager are referred to herein as the “**Parties**.”

RECITALS

WHEREAS, the Commission, on behalf of the Chicago Public Schools (“**CPS**”), has undertaken the renovation, rehabilitation, improvement, and construction of the McDade Classical School (the “**Project**”) located at 8801 South Indiana Avenue, Chicago, Illinois; and

WHEREAS, the Commission requires certain construction manager services (“**Services**”) described in this Agreement for the Project; and

WHEREAS, at its annual meeting on October 1, 2018, the Board of Commissioners of the Public Building Commission of Chicago (PBC Board) approved a partial undertaking for the Project; and

WHEREAS, at its regular meeting on December 12, 2018, the PBC Board approved the appointment of Paschen Bowa Joint Venture to be the Construction Manager for the Project; and

WHEREAS, the Commission approved an Initial Guaranteed Maximum Price (“**GMP**”) of \$7,850,000 with Paschen Bowa Joint Venture for the Project; and

WHEREAS, the Commission approved an Partial Guaranteed Maximum Price (“**GMP**”) of \$12,605,000 with Paschen Bowa Joint Venture for the Project; and

WHEREAS, the Commission and Construction Manager desire to amend the Agreement to establish a revised GMP in the amount of **\$12,994,910** (including the \$12,605,000 previously approved) as provided in this Amendment that is within the amount that has been authorized by the PBC Board for the Project; and;

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NOW THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the Commission and Construction Manager, the Parties hereby agree to amend the Agreement and establish the Project GMP as follows:

AMENDMENT

I. TERMS AND CONDITIONS

The recitals set forth are hereby incorporated in and made a part of the Agreement.

II. COMPENSATION

DELETE the form in Exhibit H of the Agreement "Partial Guaranteed Maximum Project Cost" and **REPLACE** with the "Amendment Two Guaranteed Maximum Project Cost"

(Remainder of the page is intentionally left blank)


GUARANTEED MAXIMUM PROJECT COST

Amendment Two

McDade Classical School Annex & Renovations - PS3021C Paschen Bowa JV

DESCRIPTION	COST
1. General Conditions	<u>\$1,697,839.53</u>
2. Payment and Performance Bond & Insurance	<u>\$405,972.27</u>
Payment and Performance Bond	\$129,949.10
Insurance	\$129,949.10
Subcontractor Default Insurance	\$146,074.07
3. Construction (A+B+C)	
A. Pre-Construction Services	<u>\$396,138.00</u>
B. Cost of the Work	
Cost of Construction (General Requirements + Cost of Construction)	<u>\$8,694,884.93</u>
Site Work Allowance	\$25,000.00
Moisture Mitigation Allowance	\$45,605.00
CCTV Allowance	\$75,000.00
Environmental Allowance	\$50,000.00
CM's Contingency	\$260,846.55
Commission's Contingency	\$825,000.00
C. Allowances and Contingencies TOTAL	<u>\$1,281,451.55</u>
TOTAL Cost of the Work (Pre-Construction, Cost of Construction + Allowances + CM Contingency + Commission's Contingency) (A+B+C)	<u>\$10,372,474.48</u>
4. Construction Manager's Fee (percentage of the total value of line 3)	<u>5.00%</u>
	<u>\$518,623.72</u>
The Guaranteed Maximum Project Cost Proposal will be the added values of Lines 1 + 2 + 3 + 4	<u>\$12,994,910</u>

¹ Unused portions of all contingencies and allowances will be returned to the Project's budget and ultimately, the User Agency (CPS)

Signature: 

Date: 6-9-21

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IN WITNESS WHEREOF, the parties hereto have agreed and executed this Amendment 2.

**ATTEST:
PUBLIC BUILDING COMMISSION OF CHICAGO**

Luis E. Linfort
Chairman

Carina E. Jancy
Secretary

Date: 06-18-2021

Approved as to form and legality:

Anne L. Zredd
Neal & Leroy, LLC

Date: 6-16-2021

CONSTRUCTION MANAGER:

F.H. Paschen, S.N. Nielsen & Associates LLC (Joint Venture)

The Bowa Group, Inc. (Joint Venture)

[Signature]
President or Authorized Designee

6-9-21
Date

[Signature]
President or Authorized Designee

6-9-21
Date

AFFIX CORPORATE
SEAL, IF ANY, HERE

County of _____
State of _____

Construction Managers subscribed and sworn to me this 9th day of June, 2021.

[Signature]
Notary Public Signature

My Commission expires: 10/11/22
(SEAL OF NOTARY)

