

**PUBLIC BUILDING COMMISSION OF CHICAGO
THIRD AMENDMENT
CONTRACT NUMBER PS981**

THIS THIRD AMENDMENT AGREEMENT is made and entered into as of the 10th day of March, 2009, and shall be deemed and taken as forming a part of the Agreement for Architect of Record Services ("Agreement") for Beverly Branch Library by and between the **PUBLIC BUILDING COMMISSION OF CHICAGO**, a municipal corporation of the State of Illinois ("Commission") and **ILEKIS ASSOCIATES, P.C.** ("Architect") dated June 13, 2006 with the like operation and effect as if the same were incorporated therein.

WITNESSETH:

WHEREAS, the Commission and Architect have heretofore entered into an Agreement dated the 13th day of June, 2006, wherein the Architect is to provide Architect of Record Services for Beverly Branch Library; and

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

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

Section A.8- Additional Responsibilities and Representations is revised to include the following:

A.8.12 Design services related to the redesign of the landscape plan for the site to include groundcover in lieu of sod in all areas except the parkway and Reading Garden as well as the change from sod to low mow grass in the parkway and Reading Garden. Architect will

provide construction document drawings showing planting layout, plant schedule and planting details.

3. Schedule C Compensation of the Architect

Section C.1 Architect's Fee is revised to include as follows:

The Architect shall be paid the amount of \$1,200.00 for the additional services outlined in Item 2 of this Amendment 3.

The Fixed Fee is increased to a total of \$499,580.00.

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

IN WITNESS WHEREOF, the parties hereto have agreed and executed this Amendment Agreement No. 3.

PUBLIC BUILDING COMMISSION
OF CHICAGO

BY: *Richard M. Daley* Date: _____
Richard M. Daley
Chairman

ATTEST:

BY: *Edrick C. Johnson* Date: 4/15/09
Edrick C. Johnson
Secretary

ARCHITECT

ILEKIS ASSOCIATES, P.C.
By: *Alphonse Ilekis* Date: 7.30.09
Alphonse Ilekis
Vice-President

Subscribed and sworn to me this

30TH day of 03 2009
Wanda Geanes

Notary Public

My Commission expires: 06-10-2010



Approved as to form and legality

Neal & Leroy, LLC



Richard J. Daley Center
50 W. Washington Street
Room 200
Chicago, Illinois 60602
(312) 744-3090
Fax: (312) 744-8005
www.pbcchicago.com

BOARD OF COMMISSIONERS

Chairman
RICHARD M. DALEY
Mayor
City of Chicago

Treasurer
BISHOP ARTHUR BRAZIER
Pastor
Apostolic Church of God

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President
A.C. Advisory, Inc.

GERY J. CHICO
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Forest Preserve District of Cook County

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DSP Group, Inc.

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Commissioner
Metropolitan Water
Reclamation District

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Board of Commissioners
of Cook County

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Executive Director
ERIN LAVIN CABONARGI

Assistant Treasurer
JOHN E. WILSON
John E. Wilson, Ltd.
Certified Public Accountants

Secretary
EDGRICK C. JOHNSON

Assistant Secretary
PATRICK J. HARNEY

March 16, 2009

Alphonse Ilekis
Ilekis Associates, PC
205 W. Wacker Drive
Chicago, IL 60606

**Re: Amendment No. 3
Professional Service Agreement PS 981
Architect of Record Services for Beverly Branch Library**

Dear Mr. Ilekis:

Enclosed is Amendment No. 3 to the above referenced agreement. Please return all copies of the signed and notarized amendment to my attention within ten (10) days from the date of this letter.

An incomplete execution page may delay final execution of the Amendment and processing of invoices. Upon acceptance of the amendment by the Public Building Commission, a fully executed copy will be returned to you.

Sincerely,

Deborah Burton
Director of Procurement

DB/dz

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**PUBLIC BUILDING COMMISSION
OF CHICAGO**

BY: _____ Date: _____
Richard M. Daley
Chairman

ATTEST:

BY: _____ Date: _____
Edgrick C. Johnson
Secretary

ARCHITECT

ILEKIS ASSOCIATES, P.C.

By: _____ Date: _____
Alphonse Ilekis
Vice-President

Subscribed and sworn to me this

_____ day of _____ 20_____.

Notary Public

My Commission expires: _____

(Seal of Notary)

Approved as to form and legality

Neal & Leroy, LLC

**Public Building Commission of Chicago
Proposed Amendment Report to the Administrative and Operations Committee -
February 27, 2009**

Amendment	Project	Consultant	Reason for the Proposed Amendment	Current Cost of Construction (including approved change orders)	Amount of the Proposed Amendment	Consultant's Fee including the Proposed Amendment Fee	Consultant's Fee including the Proposed Amendment Fee as a % of the Current Cost of Construction
1	Beverly Branch Library	Ilekis Associates (PS 981- A3) AOR	This amendment represents additional services in the amount of \$1,200.00 for the Architect of Record to provide design services related to the change from sod to groundcover in all areas except the parkway and Reading Garden as well as the change from sod to low mow grass in the parkway and Reading Garden. The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$6,833,681.00	\$1,200.00	\$499,560.00	7.3%
2	Southwest Area Middle School	GREC Architects (PS 1105 - A3) AOR	This amendment represents additional services in the amount of \$4,850.00 for the Architect of Record to provide design and engineering services related to planning, design, and contract administration for changing the building's gas distribution system from low pressure to medium pressure. The services represented in this amendment were not included in the original scope of the Professional Services Agreement.	\$29,390,000.00	\$4,850.00	\$2,046,013.00	7.0%

**PUBLIC BUILDING COMMISSION OF CHICAGO
PROPOSED AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT**

PA No.: 3

Client:	<u>Chicago Public Library</u>	Date:	<u>02.19.09</u>
Project Name:	<u>Beverly Branch Library</u>	Project Number:	<u>8010</u>
Consultant:	<u>Ilekis Associates</u>	PS Number:	<u>PS981-03</u>
Requestor:	<u>Kevin Hall</u>		

AS A RESULT OF THIS AMENDMENT:

The Consultant's Fee will be Increased by: Decreased by: \$ 1,200

Original Consultant's Fee:	\$	<u>420,000</u>
Previously Approved Amendments:	\$	<u>78,380</u>
Current Consultant's Fee:	\$	<u>498,380</u>
Proposed Revised Consultant's Fee:	\$	<u>499,580</u>

Funding Source for Proposed Amendment: Project Budget - Cost Code 04.13 Other Design Related Costs

ADDITIONALLY AS A RESULT OF THIS AMENDMENT: (No Change)

The Consultant's Reimbursables will be Increased by: Decreased by: \$ _____

Original Consultant's Reimbursables:	\$	_____
Previously Approved Amendments:	\$	_____
Current Consultant's Reimbursables:	\$	_____
Proposed Revised Consultant's Reimbursables:	\$	_____

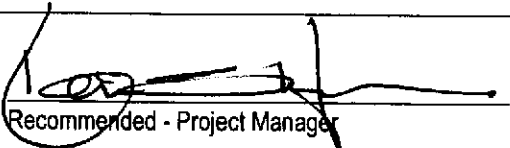
Funding Source for Proposed Amendment: _____

DESCRIPTION OF AMENDMENT:

Design Work related to the change from sod to groundcover in all areas except the parkway and Reading Garden.
Design Work related to the change from sod to low mow grass in the parkway and Reading Garden.

REASON FOR AMENDMENT: (Attach any pertinent contract references.)

To reduce site maintenance costs by reducing area and frequency of grass cutting.


Recommended - Project Manager

Recommended - PBC Deputy Director for
Municipal Construction

Recommended - PMO Deputy Program Manager
for Design Management

Recommended - PBC Deputy Director for
Education Design

Attachment: Proposal



ILEKIS ASSOCIATES
Architects + Planners

205 West Wacker Drive
Suite 730
Chicago, Illinois 60606
T 312.419.0009
F 312.899.0965
www.ilekis.com

February 3, 2009

Mr. Kevin Hall
The Public Building Commission of Chicago
Richard J. Daley Center Room 200
50 W. Washington Street
Chicago, IL 60602

**RE: Additional Services
Beverly Branch Library
Landscape Changes**

Dear Mr. Hall:

The attached is the additional service required for Site Design Group to update their landscape drawings to remove or revise any sod on this project. Enclosed is a copy of their proposal. The fee is \$1,200 for this work. Based on our contract this work is additional scope and therefore reimbursable to us.

Your attention to this matter is greatly appreciated.

Sincerely,



Alphonse A. Ilekis

ADDITIONAL SERVICES
Beverly Branch Public Library
for Ilekis Associates Architects
Landscape Re-Design

1.00 LANDSCAPE RE-DESIGN

1.01. Site Design Group, Ltd (SDG) shall re-design the landscape plan for the site to include landscape plantings in lieu of sod. SDG shall provide construction document drawings showing planting layout, plant schedule and planting details.

PROPOSED FEES:

Site Design Group, Ltd. shall perform Professional Services for the referenced project as outlined in this proposed Scope of Work for a Stipulated Fee of **One Thousand Two Hundred Dollars and No Cents (\$1,200.00)** plus reimbursable expenses.

PROFESSIONAL SERVICES AND RATES

All Additional Services for this project beyo time and expense basis using the following

- Design Principal.....
- Project Manager.....
- Project Designer.....
- Draftsperson.....
- Technical Aide.....

Reimbursable Expenses as actual expen costs, shipping and handling of Drawings billed Site Design Group, Ltd.

3/12/09
 Message to A. Qobis
 saying we will not
 agree to Terms and
 Conditions - in
 conflict w/ Sect 7.F of
 contract

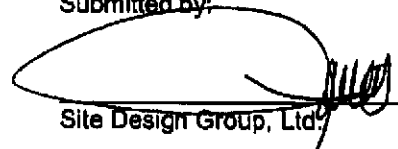
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TERMS AND CONDITIONS

Billing of the Basic Fees shall be paid in full within thirty (30) days of invoice. Past due payments shall be assessed a rate of 1.5% over prime rate. All documents prepared or furnished by SDG pursuant to this Agreement are instruments of professional service and SDG shall retain an ownership and property interest therein, including copyrights.

Submitted by:



Site Design Group, Ltd.

Date

2/2/2009

Accepted by:

Authorized Representative

Date



Richard J. Daley Center
 50 West Washington
 Room 200
 Chicago, Illinois 60602
 (312)744-3090
 Fax (312)744-8005
 www.pbcchicago.com

Request for Design Change (RFDC)

TO BE COMPLETED BY REQUESTOR:

NAME: MARY A. DEMPSEY *Mary A. Dempsey* PHONE NO: 312-747-4090
 (print name and sign)

DATE: 02.24.09

AGENCY: Chicago Public Library

1. PROPOSED CHANGE DESCRIPTION: Landscape Changes:
 1) Change from sod to groundcover in all areas except the parkway and Reading Garden.
 2) Change from sod to low mow grass in the parkway and Reading Garden.

2. REASON FOR CHANGE: To reduce site maintenance costs by reducing area and frequency of grass cutting.

TO BE COMPLETED BY PM:

3. ESTIMATED CHANGE IMPACT: RFDC NO.: 7

a. DESIGN FEE: \$1,200 AOR CONTRACTS AFFECTED: PS981

b. CONSTRUCTION COST ESTIMATE: \$31,000

c. SCHEDULE IMPACT: None

4. CONSTRUCTION CONTRACTS AFFECTED: CS1459

5. COMMENTS: _____

6. RECOMMENDATION: Implement Reject Other:

Mary A. Dempsey 2/26/09
 PM Signature Date

TO BE COMPLETED BY PBC

PM RECOMMENDATIONS ARE:

Approved Disapproved Comments: _____

[Signature] 2/26/09
 PBC Signature Date