

PUBLIC BUILDING COMMISSION OF CHICAGO

ADDENDUM NO. 01 TO CONTRACT NO. 1489
FOR

MICHAEL REESE HOSPITAL CAMPUS
TARGET MARKET
RODENT CONTROL SERVICES
2929 SOUTH ELLIS AVENUE

DATE: Wednesday, July 01, 2009

NOTICE OF CHANGES IN CONTRACT DOCUMENTS

The following changes are hereby made in the Contract Documents.

Change 1: Add Exhibit #E-Project Aerial Map

Change 2: In Section 3-Bid and Execution Documents, delete in its entirety item 3.2 "BID FORM" and replace with the revised BID FORM, dated 06/30/2009

Change 3: Delete the "Document Submittal Checklist" and replace with the revised "Document Submittal Checklist, dated 06/30/2009

Change 4: In Section 2-Instructions for Bidders, subsection 2.1 "Contract Documents to be completed by Bidder, add item 13 to read as:

___ 13. Letter of MWBE Certification

Change 5: In Section 6-Terms and Conditions, delete in its entirety subsection 6.1.4 "City of Chicago resident" and replace to read as follows:

6.1.4 CITY OF CHICAGO RESIDENTS

Attention is called to an ordinance passed by the City of Chicago on May 18, 1994, *City of Chicago Residence Preference Ordinance* and the resolution of the Board of Commissioners of the Public Building Commission adopted August 9, 1994.

The Bidder agrees to ensure that the aggregated hours of Work to be performed by the Successful Bidder and Site Work subcontractors/sub-consultants under this Contract will be performed such that at least 50% of the on-Site work is performed by actual residents of the City of Chicago. These minimal percentage levels of Chicagoans as Workers are not to be understood as limiting or determining the fuller utilization of Chicagoans beyond these numerical levels, but are intended instead as minimum requirements unless the Commission grants a waiver based upon demonstration by the Bidder of impracticability or excessive cost of complying with the specified percentages. A waiver or reduction will be considered if the Bidder has unsuccessfully solicited a sufficient number of residents of the City of Chicago to perform the Work and has documented such effort to the satisfaction of the Commission. In addition, a Bidder seeking a waiver or reduction will provide timely notice of the need for qualified residents of the City of Chicago to an appropriate source of referrals, in which the source is entitled to comment on any waiver or

Mayor Richard M. Daley, Chairman

Erin Lavin Cabonargi, Executive Director

PUBLIC BUILDING COMMISSION OF CHICAGO

reduction application.

Change 6: In Section 6-Terms and Conditions, delete in its entirety subsection 6.6 "Living Wage Ordinance" and replace to read as follows:

6.6 LIVING WAGE ORDINANCE

- A. Section 2-92-610 of the Municipal Code of Chicago provides for a living wage for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("Covered Employees"). Accordingly, the Commission has adopted a modified version of Section 2-92-610 and regulations for the Successful Bidder to comply with at all times during the performance of the Contract. The Contractor must pay its workers , and must assure that any subcontractor or any other entity that provides any part of the Services (pay their workers , not less than the minimum hourly rate as determined in accordance with this provision (the "Base Wage") for all work performed pursuant to the Contract
- B. The Contractor's obligation to pay, and to assure payment of, no less than the Base Wage will begin at the commencement of the Contract term and will continue thereafter until the end of the Contract term.
- C. As of July 1, 2009, the Base Wage is \$11.03 per hour. Each July 1st, thereafter the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four (4) as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four (4) divided by two thousand (2000) hours or the current base wage, whichever is higher. At all times during the term of this Contract, Contractor and all other Performing Parties must pay no less than the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this Contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the Contractor must pay the prevailing wage rates.
- D. The Successful Bidder must include provisions in all subcontracts requiring its Subcontractors/Sub-consultants to pay no less than the Base Wage to workers. The Bidder agrees to provide the Commission with documentation acceptable to the Commission demonstrating that all workers, whether employed by the Successful Bidder or by a Subcontractor/Sub-consultant, have been paid the Base Wage, upon the Commission's request for such documentation. The Commission may independently audit the Successful Bidder and/or Subcontractors/Sub-consultants to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this Contract, and further, failure to comply may result in ineligibility for any award of a Commission Contract or subcontract for up to three (3) years.

Change 7: In Section 6-Terms and Conditions, subsection 6.16 "Time and Progress" in the first paragraph change the section reference to read as: Section 1.1.4 "Time of Completion".

Change 8: In Section 6-Terms and Conditions, subsection 6.34 "Remedies" item 6.34.3 in the first paragraph change the section reference to read as: Section 6.33 "Events of Default".

Change 9: In Section 6-Terms and Conditions, delete in its entirety subsection 6.37 "Commission's Right to Terminate Contract" and replace to read as follows:

6.37 Commission's Right to Terminate Contract

The Commission may, at its sole discretion, exercise the right to send the Bidder notice under Section 6.38 "Commission's Right To Terminate Contract," or 6.34.2 "Notice to Cure." Whether to declare the Bidder in default is within the sole discretion of the Executive Director and neither that decision nor the factual basis for it is subject to review or challenge.

Mayor Richard M. Daley, Chairman

Erin Lavin Cabonargi, Executive Director

PUBLIC BUILDING COMMISSION OF CHICAGO

If termination of the Contract occurs by the Commission under Section 6.38, the Commission may use the material and equipment, whether owned or leased, which is within the scope of the Work or necessary for completion of the Work and paid for by the Commission (whether located on or off the Site) to complete the Work. The Bidder will receive no further payment until the Work is completed. However, if the cost of completion exceeds the unpaid balance of the Contract, the Bidder must pay the difference to the Commission immediately upon demand.

If termination occurs, all costs and changes incurred by the Commission, together with the cost of completing the Work, are deducted from any moneys due or which may become due to the Bidder. When the expense incurred by the Commission exceeds the sum which would have been payable under the Contract, the Bidder and the surety are liable and will pay the Commission the amount of such excess.

Change 10: In Section 6-Terms and Conditions, subsection 6.38 "Termination for Convenience" the 3rd paragraph change the section reference to read as: Section 6.38 "Termination for Convenience".

LIST of ATTACHMENTS:

Exhibit #E- Project Aerial Map

Revised BID FORM, dated 06/30/2009

Revised "Document Submittal Checklist, dated 06/30/2009

END OF ADDENDUM NO.1

Mayor Richard M. Daley, Chairman

Erin Lavin Cabonargi, Executive Director

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT E-Project Aerial Map



Mayor Richard M. Daley, Chairman

Erin Lavin Cabonargi, Executive Director

PUBLIC BUILDING COMMISSION OF CHICAGO

DOCUMENT SUBMITTAL CHECKLIST

This checklist is intended to assist bidder but may not represent all required documents. Missing forms may invalidate the bid. Bidder must submit the entire bid document. In addition, please ensure that bidder has completed all forms and indicate such by placing an "X" next to each completed item:

Each bidder must fully complete, sign, notarize and submit as part of your Bid the following documents incorporated herein:

- ___1. Schedule B-2: Affidavit of MBE/WBE Target Market Joint Venture (if applicable)
- ___2. Schedule C-2: Letter of Intent from Sub-contractor, Supplier and/or Consultant To Perform.
- ___3. Schedule D-2: Affidavit of Target Market Sub-Contractors Non-Construction Services/General Equipment and Supplies
- ___4. Bid And Execution Documents (Bidder's Bid, Bid Form, Acceptance of Bid and Corporate Resolution)
- ___5. Insurance Certificate of Coverage
- ___7. Bidder's Financial Statement
- ___8. Bid Deposit
- ___9. Disclosure Affidavit
- ___10. Disclosure of Retained Parties
- ___11. Bidder's Qualifications
- ___12. Non-Collusion Affidavit
- ___13. Letter of M/WBE Certification

Revised, Document Submittal Check List, dated, 06/30/09

Mayor Richard M. Daley, Chairman

Erin Lavin Cabonargi, Executive Director

PUBLIC BUILDING COMMISSION OF CHICAGO

3.2 BID FORM

Line 1	Rodent Control Services	Months	18	TOTAL BASE BID \$ _____
--------	-------------------------	--------	----	-------------------------

Revised, BID FORM, dated 06/30/09