

**PUBLIC BUILDING COMMISSION OF CHICAGO**  
**MINUTES OF THE RESCHEDULED REGULAR MEETING OF THE**  
**BOARD OF COMMISSIONERS HELD ON AUGUST 20, 2013**

The rescheduled 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 August 20, 2013 at 2:30 P.M.

The following Commissioners were present:

Rahm Emanuel, Chairman  
Byron T. Brazier  
Martin Cabrera, Jr.  
Thomas J. Kotel  
Arnold L. Randall  
Samuel Wm. Sax  
Mariyana T. Spyropoulos  
David J. Vitale

Also present were:

Erin Lavin Cabonargi

J. Abigail	B. Fuller	D. Olson
A. Abner	A. Garcia-Abner	D. O'Neill
J. Aetmur	L. Giderof	K. Pensack
A. Akindele	R. Giderof	O. Ruffin
C. Bannon	V. Gilbert	E. Ryan
A. Becerra	C. Hansford	A. Saenz
G. Blakemore	D. Harris	M. Simon
F. Borich	T. Haymaker	S. Sizemore
B. Campney	M. Heller	P. Spieles
R. Castillo	R. Kruse	K. Taylor
J. Dace	L. Lamada	M. Thorpe
L. Daly	L. Lypson	J. Tonde
A. Del Muro	J. Mark	C. Torrence
R. DeVaughn	J. McGleam	J. Wilson
V. DiFore	D. McNabb	
A. Drexel	P. Moody	
J. Fifer	J. Muhammad	
E. Fisk-Smith	S. Murphy	
G. Flaherty	L. Neal	
T. Foucher-Weekley	S. Nevith	
A. Fredd	K. Newman	

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

The next item to be considered by the Board of Commissioners was to conduct a public comment period pursuant to Section 2.06(g) of the Open Meetings Act. The following persons had registered in advance to provide comments under the guidelines established by Resolution No. 7611 approved by the Board of Commissioners on January 11, 2011: Anthony Akindele; Angela Drexel; James Fifer; Dennis O'Neill; George Blakemore; Kathryn Pensack; John Wilson; Vincent Gilbert; Jimmy Akintonde; Jacquelyn Dace; and Mark Heller. Anthony Akindele noted the participation of his firm, Nia Architects, as Architect of Record on three schools in the CPS SIP 2013 Program ("Program") and commended the Public Building Commission for its efforts in managing the Program. Angela Drexel, Vice President of LiveWire Electrical Systems, indicated that her firm was a participant in the Program and commended the Public Building Commission for implementing the Program. James Fifer, Senior Project Manager of Milhouse Construction, noted the participation of community residents who worked for his firm on the Program and on-going projects. Dennis O'Neill commented on the Smyth School and the need for more cooperation in planning community improvement projects. George Blakemore provided comments regarding payment for the use of the public way and surplus TIF funds for public schools. Kathryn Pensack commented on the need for use of TIF funds for educational programs and teachers in public schools. John Wilson, President of Penn Services LLC expressed appreciation for the opportunity to participate in the CPS SIP 2013 Program. Vincent Gilbert provided comments regarding the Gardner initiative, which included concerns about the participation of African American firms in construction projects including the Chicago Vocational School. Jimmy Akintonde, UJAMAA Construction, expressed gratitude to the Commission and staff concerning diversity participation in the Program. Jacquelyn Dace, Partnership Development Liaison for the CPS Career & Technical Education, provided August 2013

comments on the participation of CPS student interns in the Program and introduced a student intern who worked on the Program. Mark Heller provided comments on the need for recovery of uncollected real estate taxes to fund the cost of government.

Following the public participation period, the meeting was resumed.

The reading of the minutes of the July 9, 2013 meeting, which had previously been distributed, was dispensed with and upon motion duly made and seconded the minutes of said meeting were unanimously approved.

The next item on the agenda was a report by the Executive Director regarding regular reports, development status and other matters. She advised the Board of Commissioners regarding the following recent events: Opening of the Enrico Tonti Elementary School Kindergarten Modular on August 5, 2013; summary of the CPS Full Day Kindergarten Modular Program including the completion dates for Gray and Tonti Elementary Schools on August 9, 2013, Lyon and Dirksen Elementary Schools on August 16, 2013, and the Locke and Little Village Elementary Schools on August 21, 2013. She also provided a report on the grand opening of the Back of the Yards Campus including the CPS College Preparatory High School and the CPL Branch Library on August 8, 2013. Further, a report on the CPS 2013 School Investment Program (SIP) was provided. Seventeen Design Build Teams performed the SIP work at a total cost of \$181,265,588, of which \$71,450,195 (39.42 %) was MBE and \$12,461,450 (6.87 %) was WBE.

She also presented the 2013 Second Quarter (Q2) Staff Reports which included: Executive Summary Report; Program Forecast Report; Market Conditions Report; Program Cost Status Report; Program Cost Effectiveness Report; Monthly Project Status Report; Sustainable Development Q2 2013 Status Report; M/WBE Commitment Reports; M/WBE Compliance Reports; and Specialty Consultants Q2 2013 Award and Commitment Report.

August 2013

Highlights of the various reports are summarized as follows: The Program Cost Status Report as of August, 2013 showed current program authority in excess of \$2.6 billion in project development costs, and PBC is currently under budget by 7.2% representing approximately \$187.8 million under the original undertaking budgets. Including a limited number of budget revisions authorized due to changes in project scope, PBC is under budget by 7.58% representing a variance of \$199 million under the revised undertaking budgets. The Program Cost Effectiveness Report shows change orders for Q2 2013 construction projects was 3.0%. PBC's Indirect Costs average 16.48%, of construction costs. Indirect costs average 12.35% of total project cost on large scale projects exceeding \$50M, well below the industry average of 25%. The Monthly Project Status Report provided a detailed snapshot of each PBC project. The Sustainable Development Report through Q2 2013 indicated that PBC has achieved LEED Certification on 57 municipally-owned projects, with an additional 21 registered projects. MBE commitments through Q2 2013 were 25.58 % for GC projects, 18.15% for JOC projects, 22.02% and 28.92% for Design Build. WBE commitments through Q2 2013 for construction projects by type were 4.47% for GC projects, and 17.21% for JOC contracts, and 8.84% for Design Build. The total commitments for GC, JOC, and Design Build Projects were 25.84% MBE and 6.85% for WBE. M/WBE Commitments for Professional Service Contracts Awarded through Q2 2013 were 28.69% for MBE's and 14.26% for WBE's. M/WBE Compliance for construction projects completed through Q2 2013 was 52.80% for MBE's and 4.86% for WBE's. M/WBE Compliance for professional service contracts for projects completed through Q2 2013 was 47.43% for MBE's and 9.70% for WBE's. During Q2 2013, 13 task orders were issued to Specialty Consultant term contracts with a value of \$1,111,254.38. Thirteen percent (13%) of the dollars were awarded to MBE firms, 27% to WBE firms.

The reports of the Executive Director were accepted.

August 2013

Next, Commissioner Byron Brazier presented the report of the Administrative Operations (AO) Committee meeting held on August 1, 2013, which is summarized as follows:

**1. Report by Executive Director.** The AO Committee accepted the reports by the Executive Director regarding the 2013 Second Quarter (Q2) staff reports.

**2. Reports by the Chief Operating Officer.** The AO Committee accepted the following reports by the Chief Operating Officer:

- Task orders awarded to specialty consultants to perform Environmental ABC Services and Environmental Renovation/Demolition Services for the Chinatown Branch Library, Coonley Elementary School Addition and Lakeview HS STEM Renovation projects, Construction Material Testing Services for the Mt. Greenwood Linked Annex and the Lakeview HS STEM Renovation projects, and Surveyor Services for the 2013 School Investment Program.
- Recommendation to appoint Wight & Company to provide design/build services for the Chinatown Branch Library.
- Pre-Qualification of the following contractors for Chicago Children's Advocacy Center Renovation and Addition Project: K.R. Miller Contractors, Inc.; Blinderman Construction Company, Inc.; The Lombard Company; Burling Builders, Inc.; FH Paschen SN Nielsen & Associates; Powers & Sons Construction Company; IHC Construction Companies, LLC; and The George Sollitt Construction Company.

**3. Reports by the Chief Development Officer.** The AO Committee accepted the following reports by the Chief Development Officer:

- **Amendments to Professional Services Agreements.** Recommendation to approve proposed amendments to professional services agreements for the following projects: Back of the Yards HS, STL Architects, INC., for AOR Services \$5,925.00; Back of the Yards HS, Midwest Office Interiors for Fixtures, Furniture and Equipment services, \$41,022.00; Edgewater Branch Library, Lohan Anderson for AOR Services, \$32,033.75; 31<sup>st</sup> Street Harbor, AECOM for AOR Services, \$99,079.00; Program Wide Term Agreement for Environmental Consultant Renovation and Demolition services (Carnow, Conibear & Associates), \$300,000.00; Program Wide Term Agreement for Environmental Consultant Renovation and Demolition services (GSG Consultants, Inc.), \$1,400,000.00; and CPS School Investment Program, Ilco, Inc., for window mounted air conditioning units and accessories, \$103,759.20.
- **Proposed Change Orders.** Recommendation to approve proposed Change Orders for the following projects: Back of the Yards HS, \$27,773.00; Brighton Park II ES, credit (\$689,929.00); Durkin Park ES Linked Annex,

August 2013

credit (\$314,446.11); Stevenson ES Linked Annex, credit ((\$228,596.00); Rosenblum Park Development, credit (\$195,554.33); Henderson ES Renovation, credit (\$50,000.00); Kelly Curie Gage Park HS, \$4,822.08; South Shore HS, \$18,593.00; Gwendolyn Brooks College Preparatory Academy, \$112,500.00; Southwest Area HS, \$532,571.91; Edgewater Branch Library, credit (\$133,304.73); and 31<sup>st</sup> Street Harbor – Landside, \$133,361.11.

- **Field Order Activity Report.** The AO Committee was advised that 45 field orders were issued involving the following projects: Back of the Yards HS; Jones College Prep Replacement HS; Onahan Linked Annex; Edison Park ES Linked Annex; Higgins ES Roof Replacement; Lakeview HS STEM Renovation; Air Force Academy Renovation; Henderson ES Renovation; Edgewater Branch Library; and Ping Tom Park Field House.

The report of the Administrative Operations (AO) Committee was accepted.

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

#### **RESOLUTION NO. 7949**

**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 the Professional Service Agreements for the projects as indicated on the document entitled “Proposed Professional Services Amendments Report to the Administrative Operations Committee” and attached to the minutes of this meeting at Exhibit “A”.

#### **Commissioners voting in the affirmative:**

Rahm Emanuel, Chairman, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

#### **Commissioners voting in the negative:**

None

The next item on the Agenda was a report by Commissioner Martin Cabrera, Jr., regarding the Audit Committee meeting held on August 6, 2013. Legal Counsel presented the Audit Committee with an Executive Summary which provided background information regarding the proposed rules along with a summary of the salient provisions of the recommended

August 2013

guidelines. He advised the Audit Committee that the adoption of legally sufficient rules and regulations were necessary to impose debarment or sanctions upon a PBC Contractor in order to comply with procedural safeguards afforded by the U.S. Constitution for “due process,” including “notice” and an “opportunity to be heard.” Proposed rules governing the debarment process are substantially similar to rules adopted by other public agencies including the City of Chicago and the Board of Education of the City of Chicago. At the conclusion of the Executive Session, the Audit Committee reconvened in open session and accepted the recommendation of Legal Counsel to adopt “Procedural Guidelines for Debarment and Imposition of Sanctions,” substantially in the form attached hereto as Exhibit “B”.

The report of the Audit Committee was accepted.

The Executive Director then called upon Paul Spieles, Chief Development Officer, to present to the Board of Commissioners for consideration of approval proposed Change Orders to the various contracts attached to the minutes of this meeting marked Exhibit “C”. After discussion and consideration, and upon motion duly made and seconded, the following resolution was adopted:

**RESOLUTION NO. 7950**

**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 to various contracts for the projects as indicated on the document entitled “Summary of Proposed Change Orders” to the Administrative Operations Committee” and attached to the minutes of this meeting as Exhibit “C.”

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

August 2013

The next item presented to the Commissioners was the Notice of Awards report. There were six (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 "D".

The Board of Commissioners was next presented with a report regarding awards made to Specialty Consultants to be used on various projects undertaken by the Public Building Commission. There were six (6) items included on the notice of task orders issued to specialty consultants against term contracts since the previous board meeting. The report was accepted and a copy of this report is attached hereto as Exhibit "E".

The next item on the agenda was consideration of approval of an Undertaking Request from the Board of Education for the design and construction of the John C. Coonley Elementary School Addition Project located at 4046 North Leavitt Street. The scope of the work will include a three-story addition to the existing school, site development work and select interior renovations of the existing facility as needed to accommodate the addition. The total project budget, including planning, design and construction is \$16,500,000 and the funding source for the project will be identified by the Board of Education. Following discussion, and upon motion duly made and seconded, the following resolution was approved:

**RESOLUTION NO. 7951**

**BE IT RESOLVED** that the Board of Commissioners of the Public Building Commission hereby approves the request by the Board of Education to undertake the planning, design and construction of the John C. Coonley Elementary School Addition Project located at 4046 North Leavitt Street for the total project budget of \$16,500,000.

**BE IT FURTHER RESOLVED** that the Executive Director and appropriate officials of the Public Building Commission are hereby authorized to undertake such action and to execute such documents, upon approval as to form and legality by Legal Counsel, as may be necessary and appropriate in order to effectuate this Resolution.

August 2013



**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
Martin Cabrera, Jr., Thomas J. Kotel,  
Arnold L. Randall, Samuel Wm. Sax,  
Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

The next item to be considered by the Board of Commissioners was a report by the Executive Director regarding the pre-qualification of general contractors for the Chicago Vocational Career Academy Phase I, II and II Renovation and Demolition Projects. In response to public advertisements 20 firms submitted qualifications to bid on the Project and 13 of the firms were found to be eligible based upon the published criteria. The Executive Director recommended approval of the following firms as pre-qualified to submit bids for the Phase I and II Renovation work: Friedler Construction; Blinderman Construction Company, Inc.; Tyler Lane/Illinois Window & Glass JV; Powers & Cons Construction Company/IHC Construction JV; Burling Builders, Inc.; Wight Construction Services, Inc.; The George Sollitt Construction Company; Old Veteran Construction Company; Berglund Construction Company; and James McHugh Construction Co. Contractors deemed qualified to bid on the Phase III Demolition work included the following: Friedler Construction; Powers & Sons Construction Company/IHC Construction JV; Old Veteran Construction Company; Berglund Construction Company; American Demolition Corporation; Brandenburg Industrial Service Co.; and McDonagh Demolition, Inc.

Following the presentation by the Executive Director recommending the pre-qualification of contractors for the Chicago Vocational Career Academy High School Project, and upon motion duly made and seconded, the following resolution was approved by the Board of Commissioners:

August 2013

**RESOLUTION NO. 7952**

**BE IT RESOLVED** by the Board of Commissioners of the Public Building Commission that the following contractors are hereby approved as pre-qualified to bid on the Chicago Vocational Career Academy High School Project:

**Phase I and II Renovation work:** Friedler Construction; Blinderman Construction Company, Inc.; Tyler Lane/Illinois Window & Glass JV; Powers & Cons Construction Company/IHC Construction JV; Burling Builders, Inc.; Wight Construction Services, Inc.; The George Sollitt Construction Company; Old Veteran Construction Company; Berglund Construction Company; and James McHugh Construction Co.

**Phase III Demolition work:** Friedler Construction; Powers & Sons Construction Company/IHC Construction JV; Old Veteran Construction Company; Berglund Construction Company; American Demolition Corporation; Brandenburg Industrial Service Co. and McDonagh Demolition, Inc.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

The next item on the agenda was the report by the Executive Director regarding the pre-qualification of contractors to bid on the Chicago Children's Advocacy Center Renovation and Addition Project located at 1240 South Damen Avenue. The Executive Director advised the Commissioners that 12 firms submitted qualifications to bid on the project and that 8 of the firms were considered as eligible to bid based upon the published criteria. It was recommended that the Board of Commissioners approve the following firms as pre-qualified to bid on the project: K.R. Miller Contractors, Inc.; Blinderman Construction Company, Inc.; The Lombard Company; Burling Builders, Inc.; FH Paschen SN Nielsen & Associates; Powers & Sons Construction Company; IHC Construction Companies, Inc.; and The George Sollitt Construction Company. Following discussion, upon motion duly made and seconded, the following resolution was approved:

August 2013

**RESOLUTION NO. 7953**

**BE IT RESOLVED** by the Board of Commissioners that the following contractors are approved as pre-qualified to bid on the Chicago Children's Advocacy Center Renovation and Addition Project located at 1240 S. Damen Avenue: K.R . Miller Contractors, Inc.; Blinderman Construction Company, Inc.; The Lombard Company; Burling Builders, Inc.; FH Paschen SN Nielsen & Associates; Powers & Sons Construction Company; IHC Construction Companies, Inc.; and The George Sollitt Construction Company.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

The next item on the agenda was consideration of approval to appoint Wight & Company as the Design-Builder for the Chinatown Branch Library located at 2100 South Wentworth Avenue. The Commissioners were advised that the Commission received 15 submittals in response to public advertisement and that, after consideration of Phase I Qualifications and Phase II – Technical & Cost Proposals, the Evaluation Committee recommended that Wight & Company be appointed as Design-Builder for the Project with compensation up to 50% Design Development in the amount of \$479,000 and the Guaranteed Maximum Price (GMP) to be determined at the completion of 50% Design Development. Upon motion duly made and seconded, the following resolution was approved:

**RESOLUTION NO. 7954**

**BE IT HEREBY RESOLVED** by the Board of Commissioners that Wight & Company is hereby appointed as Design-Builder for the Chinatown Branch Library Project located at 2100 S. Wentworth with compensation for completion of design services up to 50% Design Development in the amount of \$479,000 and

August 2013

the Guaranteed Maximum Price (GMP) to be determined at completion of the 50% Design Development deliverable in collaboration with 2FM and the Chicago Public Library.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

Next, the Commissioners were presented with consideration of a revised formulation request from the City of Chicago for the planning services associated with the Whitney Young Branch Library Addition Project located at 7901 South Martin Luther King Jr. Drive. The scope of services for this phase of the project will include the evaluation of the renovation of the existing library, an addition and site development work and no additional funding is required for the Revised Formulation Request as the services identified were previously approved in the formulations for Planning, Land Acquisition, Site Control and Environmental Remediation. Upon motion duly made and seconded, the following resolution was approved:

**RESOLUTION NO. 7955**

**BE IT HEREBY RESOLVED** by the Board of Commissioners of the Public Building Commission that the revised formulation request by the City of Chicago to include the evaluation of the renovation of the existing library, an addition and site development work is hereby approved.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

August 2013

The next item on the agenda was the consideration of approval of a request by the Chicago Park District for the purchase of playground equipment at 38 park locations in support of the Chicago Plays program. The amount allocated by the Chicago Park District for the equipment is \$1,379,555.93 and funding will be provided by the Chicago Park District. Following consideration, and upon motion duly made and seconded, the following resolution was approved:

**RESOLUTION NO. 7956**

BE IT HEREBY RESOLVED by the Board of Commissioners of the Public Building Commission of Chicago that the request by the Chicago Park District for the purchase of playground equipment for various Chicago Parks in an amount not to exceed \$1,379,555.93 is hereby approved.

Commissioners voting in the affirmative:

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

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 undertaking requests from the Office of Emergency Management and Communications for the OEMC Camera Infrastructure Program pursuant to Section 2 (c ) ( 8) of the Open Meetings Act. Upon motion duly made and seconded, the following resolution was adopted:

**RESOLUTION NO. 7957**

**BE IT RESOLVED** that an Executive Session of the Board of Commissioners is hereby convened for the purpose of consideration of approval of undertaking requests by the Office of Emergency Management and Communications for the OEMC Camera Infrastructure Program under Section 2 (c ) (8) of the Open Meetings Act.

Commissioners voting in the affirmative:

Rahm Emanuel, Byron T. Brazier  
 August 2013

Martin Cabrera, Jr., Thomas J. Kotel,  
Arnold L. Randall, Samuel Wm. Sax,  
Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

During the Executive Session, the Commissioners were presented with consideration of approval of Revised Undertaking Request No. 31 – Revision 01 and the request of the OEMC to reduce the project budget for Security Camera Network Enhancements – 04750 from \$1,410,017 approved on March 31, 2013 to \$1,049,883. Following the Executive Session, the meeting was reconvened and the following resolution was adopted upon motion duly made and seconded:

**RESOLUTION NO. 7958**

BE IT RESOLVED that the Board of Commissioners of the Public Building Commission hereby approves the revised undertaking request No. 31 – Revision 01 of the Office of Emergency Management and Communications to reduce the project budget for Security Camera Network Enhancements – 04750 from \$1,410,017 approved on March 31, 2013 to \$1,049,883.

BE IT FURTHER RESOLVED that the Executive Director and appropriate officials of the Public Building Commission are authorized and directed to execute, upon approval as to form and legality by Legal Counsel, and to undertake such actions as may be necessary and appropriate in order to implement this resolution.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
Martin Cabrera, Jr., Thomas J. Kotel,  
Arnold L. Randall, Samuel Wm. Sax,  
Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

The Commissioners were also presented during the Executive Session with consideration of approval of a request from the OEMC to reduce the project budget for the O’Hare High Definition Camera Project (Terminal 5) due to a more efficient design solution and lower than anticipated vendor costs. The original project budget approved on March 6, 2013 has been

August 2013

revised from \$ 1,098,700 to an estimated \$610,433. Following the conclusion of the Executive Session, the Board of Commissioners reconvened and the following resolution was adopted upon motion duly made and seconded:

**RESOLUTION NO. 7959**

**BE IT RESOLVED** that the Board of Commissioners hereby approves Revised Undertaking Request No. 39 from the Office of Emergency Management and Communication for the O'Hare High Definition Camera Project (Terminal 5) and the revised project budget in the estimate amount of \$610,433.

**BE IT FURTHER RESOLVED** that the Executive Director and appropriate officials of the Public Building Commission are authorized and directed to execute, upon approval as to form and legality by Legal Counsel, and to undertake such actions as may be necessary and appropriate in order to implement this resolution.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
 Martin Cabrera, Jr., Thomas J. Kotel,  
 Arnold L. Randall, Samuel Wm. Sax,  
 Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

The final item presented to the Board of Commissioners during the Executive Session for consideration of approval was OEMC Camera Infrastructure Program Undertaking Request No. 47 for the City of Chicago Fiber Optic Cable Infrastructure Mapping Phase 1 Project – No. 04910. The Commissioners were advised that the scope of the work includes fiber optic infrastructure mapping of CTA and OEMC fiber optic infrastructure within the City of Chicago and the estimated project budget is \$163,298. Following the Executive Session, the meeting was reconvened and the following resolution was adopted upon motion duly made and seconded:

**RESOLUTION NO. 7960**

**BE IT RESOLVED** that the Board of Commissioners hereby approves the OEMC Revised Undertaking Request No. 47 for the fiber optic infrastructure

August 2013

mapping of CTA and OEMC fiber optic infrastructure within the City of Chicago and the estimated project budget of \$163,298.

**BE IT FURTHER RESOLVED** that the Executive Director and appropriate officials of the Public Building Commission are authorized and directed to execute, upon approval as to form and legality by Legal Counsel, and to undertake such actions as may be necessary and appropriate in order to implement this resolution.

**Commissioners voting in the affirmative:**

Rahm Emanuel, Byron T. Brazier  
Martin Cabrera, Jr., Thomas J. Kotel,  
Arnold L. Randall, Samuel Wm. Sax,  
Mariyana T. Spyropoulos, and David J. Vitale - 8

**Commissioners voting in the negative:**

None

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

---

Secretary

APPROVED:

---

Chairman



Public Building Commission of Chicago  
 Proposed Amendment Report to the Administrative Operations Committee  
 August 1, 2013

Amendment	Project	Consultant	Reason for the Proposed Amendment	Current Cost of Construction	Current Consultant's Fee	Amount of the Proposed Amendment	Revised Consultant's Fee including Amendment	Revised Consultant's Fee as % of Current Cost of Construction
1	Back of the Yards High School	STL Architects, Inc. (PS 1644 - A8) Architect of Record	This amendment represents an increase in the amount of \$5,925.00 for the Architect of Record to provide additional design and engineering services associated with the client-directed conversion of the Distance Learning Lab into a media lab within the Back of the Yards Branch Library located at Back of the Yards High School. Scope of services include modifications to power/data service and device location, millwork modifications, and Fixture, Furniture, and Equipment (FF&E) specifications.  The services represented in this amendment were not included in the original scope of services.	\$63,833,513.00	\$4,328,255.88	\$5,925.00	\$4,334,180.88	6.79%
2	Back of the Yards Branch Library at Back of the Yards High School	Midwest Office Interior (PS1954-A1) Fixtures, Furniture, and Equipment (FF&E) Services	This amendment represents an increase in the amount of \$41,022.00 for the consultant to furnish and install additional specified furniture and equipment for the media lab at the Back of the Yards Branch Library located within the Back of the Yards High School.  The services represented in this amendment were not included in the original scope of services.	N/A	\$67,442.00	\$41,022.00	\$108,464.00	N/A

Amendment	Project	Consultant	Reason for the Proposed Amendment	Current Cost of Construction	Current Consultant's Fee	Amount of the Proposed Amendment	Revised Consultant's Fee including Amendment	Revised Consultant's Fee as % of Current Cost of Construction
3	Edgewater Branch Library	Lohan Anderson (PS1862 - A9) Architect of Record	<p>This amendment represents an increase in the amount of \$32,033.75 for the Architect of Record to provide additional design and engineering services associated with:</p> <ul style="list-style-type: none"> <li>- additional construction administration services through construction completion,</li> <li>- additional design and engineering required for multiple client directed changes, including: revisions to the operable window system, revisions to the specified drip irrigation system, relocation of mechanical room closet, revised finishes for the circulation desk area, revisions to work room 109, punchlist for FF&amp;E, and modifications to the gate at stair#2 railing;</li> <li>- Additional tree tagging in accordance with contract specifications.</li> </ul> <p>The services represented in this amendment were not included in the original scope of services.</p>	\$7,900,565.31	\$1,097,588.25	\$32,033.75	\$1,129,622.00	14.30%
4	31st Street Harbor	AECOM (PS1643-A8) Architect of Record	<p>This amendment represents an increase in the amount of \$99,079.00 for the Architect of Record to provide additional design and engineering services associated with:</p> <ul style="list-style-type: none"> <li>- additional full time field observation required for the breakwall stone placement;</li> <li>- additional design and construction oversight for corrective work for Peninsula Park concrete stairs;</li> <li>- additional design and engineering services associated with structural analysis of the entry sign foundation system in support of a client directed signage revision;</li> <li>- additional design and engineering services associated with compliance requirements for the dock design as well as reduced construction observation services required for the dock design/structures.</li> </ul> <p>The services represented in this amendment were not included in the original scope of services.</p>	\$84,691,555.67	\$4,800,356.84	\$99,079.00	\$4,899,435.84	5.79%

Amendment	Project	Consultant	Reason for the Proposed Amendment	Current Cost of Construction	Current Consultant's Fee	Amount of the Proposed Amendment	Revised Consultant's Fee including Amendment	Revised Consultant's Fee as % of Current Cost of Construction
5	Program Wide Term Agreement	Carnow, Conibear & Associates, Inc. (PS 1651B-A3) Environmental Consultant Renovation and Demolition	This amendment represents an increase to the maximum compensation of the consultant's term agreement in the not-to-exceed amount of \$300,000.00 for additional environmental consultant services required for the Program. The scope of services included in this amendment are the same services in the original agreement.	N/A	\$2,500,000.00	\$300,000.00	\$2,800,000.00	N/A
6	Program Wide Term Agreement	GSG Consultants, Inc. (PS1651E-A3) Environmental Consultant Renovation and Demolition	This amendment represents an increase to the maximum compensation of the consultant's term agreement in the not-to-exceed amount of \$1,400,000.00 for the additional environmental consultant services required for the Program. The scope of services included in this amendment are the same services in the original agreement.	N/A	\$2,500,000.00	\$1,400,000.00	\$3,900,000.00	N/A
7	CPS School Investment Program	Ilco, Inc. (PS1962-A1) Window Mounted Air Conditioning Units and Accessories	This amendment represents an increase in the amount of \$103,759.20 for the addition of approximately 300 1-ton window air conditioners (AC) and associated accessories to the vendor's contract, pursuant to which the vendor is furnishing approximately 2,400 2-ton AC units and accessories for the School Investment Program. The 1-ton units are required for window dimensions that cannot accommodate 2-ton units.	N/A	\$1,177,060.00	\$103,759.20	\$1,280,819.20	N/A

**PUBLIC BUILDING COMMISSION OF CHICAGO**

**PROCEDURAL GUIDELINES**

**FOR**

**DEBARMENT AND IMPOSITION OF SANCTION(S)**

## **Procedural Guidelines for**

### **PBC Debarment and Imposition of Sanction(s)**

#### **Article I. Policy.**

**Section 1.01. Background.** It is the policy of the Public Building Commission of Chicago (PBC) to promote honesty, integrity effectiveness, efficiency and economy in the Commission's programs, contracts and operations. In order to ensure this policy, PBC seeks to do business with responsible Contractors only. These Procedural Guidelines for Debarment and Imposition of Sanction(s) (hereinafter "Procedural Guidelines") prescribe rules and regulations governing the Debarment of and imposition of Sanction(s) against Contractors by the PBC.

**Section 1.02. Necessity for Debarment Rules.** The PBC shall solicit bids and proposals from and award contracts to responsible Contractors only, and consent to subcontracts with responsible subcontractors only. Debarments and the imposition of Sanction(s) are discretionary actions that, taken in accordance with these Procedural Guidelines are an appropriate means to effectuate this policy.

**Section 1.03. Purpose of Sanction(s).** The serious nature of Debarment requires that it and other Sanction(s) be imposed only in the public interest and not for purposes of punishment. The PBC shall impose Debarment and other Sanction(s) only for the causes and in accordance with the procedures set forth in these Procedural Guidelines.

#### **Article II. Definitions.**

**Section 2.01.** As used in these Procedural Guidelines:

- (a) "Affiliate" is a person, including any individual, or entity, that directly or indirectly controls, or has the power to control, another person or is directly or indirectly controlled by another person. Indicia of control include but are not limited to, common or interlocking management or ownership, officers, or directors, identity of interests among relatives, shared facilities and equipment, or common use of employees. "Affiliate" also means a business entity organized during or following any investigation or proceeding, or organized following the debarment or proposed debarment of a person or entity that has the same or similar management, ownership, or principal employees as the person or entity that was investigated, part of the proceeding, debarred, or proposed for debarment or that operates in a manner designed to evade application of these Procedural Guidelines.
- (b) "Audit Chair" is the chairperson of the Board's Audit Committee.
- (c) "Board" is the Board of Commissioners of the PBC.
- (d) "Cause" is cause for Debarment or the imposition of Sanction(s) for the reasons set forth in Article IV.

- (e) “Civil enforcement action” means any judicial or administrative proceeding filed by any governmental agency other than the PBC for the purpose of civil enforcement of any statute, rule, regulation, or law.
- (f) “Civil judgment” means a judgment or finding of liability by any court or other tribunal of competent jurisdiction against the Contractor on a claim brought by any governmental entity, individual, or private entity, including, but not limited to, a civil enforcement action. Civil judgments include findings of liability that may lead to awards of damages, injunctive or other equitable relief, fines, penalties, declaratory relief and restitution, or determinations of liability on any claim, including a civil enforcement action.
- (g) “Contractor” means any individual, or entity that has entered into a contract with the PBC or is seeking to or may enter into a contract with the PBC, including any service-provider or subcontractor on a PBC contract. It includes all units, divisions or other organizational elements of such person or entity. “Contractor,” for the purposes of these Procedural Guidelines, also means any affiliate, officer, director, or employee who has received Notice of Proposed Debarment or imposition of Sanction(s) under these Procedural Guidelines.
- (h) “Days” means calendar days, unless otherwise specified.
- (i) “Debarment” is the final determination by Board of the PBC that a Contractor is not responsible and is not eligible to enter into contracts with the PBC. Debarment may also include or consist of a determination that the Contractor is not eligible to serve as a subcontractor of any tier on contracts with the PBC, and/or that existing contracts with a Contractor must be terminated.
- (j) “Executive Director” is the Executive Director of the PBC.
- (k) “Indictment” means an action by a grand jury charging a criminal offense. An information or other filing by competent authority charging a criminal offense is given the same effect as an indictment.
- (l) “Inspector General” or “PBC IG” is the Inspector General of the PBC.
- (m) “PBC contract” is any agreement between the PBC and any individual or entity, whose cost is to be paid directly or indirectly from funds belonging to or administered in whole or in part by the PBC, regardless of source. Contracts include all amendments, modifications, and extensions of contracts.
- (n) “Procedural Guidelines” means these Procedural Guidelines for Debarment and imposition of Sanction(s) as adopted by the PBC.
- (o) “Sanction(s)” means less than full Debarment, including but not limited to, suspension for a specified period of time, partial debarment or a finding of non-responsibility as a contractor or subcontractor in relation to particular contracts or classes of contracts, imposition of investigative administrative costs or monetary

damages, or additional reporting and/or monitoring requirements for PBC contracts.

### **Article III. Application.**

**Section 3.01. Application of Debarment.** Debarment constitutes debarment of all units, divisions, or other organizational elements of the Contractor, no matter how denominated, unless the debarment decision is limited by its terms to specific units, divisions or organizational elements. The PBC may extend the debarment decision to include any Affiliates of the Contractor, as well as individuals associated with or employed by the Contractor to whom improper conduct may be imputed pursuant to these Procedural Guidelines. For purposes of these Procedural Guidelines, a Contractor includes a PBC contractor as well as a subcontractor of any tier on a PBC contract.

**Section 3.02. Application to all Contracts.** A Debarment shall apply to all PBC contracts. A debarred Contractor shall be debarred from participating in any PBC contract as a subcontractor of any tier.

### **Article IV. Cause.**

**Section 4.01. Definition of Cause.** The PBC may impose Debarment or Sanction(s) against a Contractor, including any subcontractor, for Cause, which shall include the following:

- (a) Conviction of, or civil judgment for:
  - (1) Commission or attempted commission of fraud or a criminal offense in connection with (A) obtaining, (B) attempting to obtain, or (C) performing a private or public contract or subcontract; or
  - (2) Violation or attempted violation of Federal or State statutes, or any other legally applicable law, regulation, or rule relating to the submission of bids, proposals, or claims; or
  - (3) Commission or attempted commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, or receiving stolen property; or
  - (4) Commission or attempted commission of any other offense, or engaging in or attempting to engage in conduct indicating a lack of truthfulness, veracity, or honesty which affects the responsibility of the Contractor.
- (b) Material violation of the terms of a PBC contract or subcontract, including but not limited to:
  - (1) Willful failure to perform in accordance with the terms of one or more contracts or subcontracts; or
  - (2) A history of failure to perform one or more contracts or subcontracts; or

- (3) A history of unsatisfactory performance of one or more contracts or subcontracts; or
- (4) A history of failure to meet MBE/WBE/DBE obligations, Equal Employment Opportunity obligations, City resident and community hiring obligations, prevailing wage obligations, or any other contracting or subcontracting obligation imposed by the PBC or any other law; or
- (c) Making or attempting or causing to be made or attempting to cause to be made any false, deceptive, or fraudulent material statement in any bid, proposal, or application for PBC or any government work or in the performance of any such contract for the PBC or a government agency, or application for any permit or license; or
- (d) Refusal to cooperate with reasonable requests of the PBC IG, PBC Ethics Officer, inspectors, representatives, or other appropriate PBC personnel with respect to work under contract provisions, plans, or specifications, or otherwise; or
- (e) Founding, establishing or operating an entity in a manner designed to evade the application or defeat the purpose of these Procedural Guidelines or any rule or regulation of the PBC, the statutes, rules or regulations of the State of Illinois, Cook County, City of Chicago or any federal statute, rule or regulation, or any other legally applicable law, regulation, or rule; or
- (f) Improper conduct, including but not limited to the commission or attempted commission of:
  - (1) intentional or negligent billing irregularities; or
  - (2) submitting false or frivolous or exaggerated claims, documents, or records; or
  - (3) falsification of claims, documents, or records; or
  - (4) willful or grossly negligent destruction of documents or records the Contractor had an obligation to maintain; or
  - (5) bribery or coercion of a government official, or other unlawful tampering with a government official; or
  - (6) use of false or deceptive statements to obtain some benefit, or causing competition to be restrained or limited; or
  - (7) misrepresentation to any governmental agency or government official; or
  - (8) falsely claiming to be a minority-owned, woman-owned, persons with disabilities, or disadvantaged business enterprise, or falsely claiming to be eligible for any bidding preference or protected market program; or



- (9) violation of ethical standards established by the PBC, or other dishonesty incident to obtaining, pre-qualifying for, or performing any contract or modification thereof; or
  - (10) any other cause of so serious or compelling a nature that it affects the responsibility of the Contractor, including, but not limited to, those specifically enumerated in 65 ILCS 5/8-10-11; or
  - (11) Failing to defend, indemnify, or hold harmless the PBC pursuant to a contractual obligation after having received a request to do so.
- (g) Any other cause of so serious or compelling a nature that it affects the responsibility of the Contractor; or
  - (h) Debarment or Sanction(s) imposed by any other government agency.

## **Article V.**

### **Factors to be Considered in Debarment or in the Imposition of Sanction(s).**

**Section 5.01. Mitigating Factors.** The PBC will consider the seriousness of the Contractor's acts or omissions, and any remedial measures or mitigating factors, in making any Debarment or decision regarding the imposition of Sanction(s). Before arriving at any decision, the PBC shall consider factors such as the following:

- (a) Whether the Contractor had effective standards of conduct and internal control systems in place at the time of the activity which constitutes cause for Debarment or the imposition of Sanction(s) or had adopted such procedures prior to any PBC investigation of the activity cited as a cause for Debarment or imposition of Sanction(s);
- (b) Whether the Contractor brought the activity cited as a cause for Debarment or the imposition of Sanction(s) to the attention of the PBC Inspector General or other appropriate PBC personnel in a timely manner;
- (c) Whether the Contractor has fully investigated the circumstances surrounding the Cause for Debarment or the imposition of Sanction(s) and, if so, made the result of the investigation available to the PBC Inspector General or other PBC investigative personnel;
- (d) Whether the Contractor cooperated fully with PBC during its investigations and in court or administrative action;
- (e) Whether the Contractor has paid or has agreed to pay all criminal, civil, and administrative liability for the improper activity;

- (f) Whether the Contractor has paid or has offered to pay any investigative or administrative costs incurred by the PBC, and/or has made or offered to make full restitution;
- (g) Whether the Contractor has taken appropriate disciplinary action against the individuals responsible for the activity which constitutes cause for Debarment or the imposition of Sanction(s);
- (h) Whether the Contractor has implemented or agreed to implement remedial measures, including any identified by the PBC;
- (i) Whether the Contractor has instituted or agreed to institute new or revised review and control procedures and ethics training programs;
- (j) Whether the Contractor has had adequate time to eliminate the circumstances within the Contractor's organization that led to the cause for Debarment or the imposition of Sanction(s); and
- (k) Whether the Contractor's management recognizes and understands the seriousness of the misconduct giving rise to the cause for Debarment or imposition of Sanction(s) and has implemented programs to prevent recurrence.

**Section 5.02. Burden.** The Contractor has the burden of demonstrating that Debarment or the imposition of Sanction(s) is not warranted under the foregoing potentially mitigating factors.

## **Article VI. Debarment or the Imposition of Sanction(s).**

**Section 6.01. Inspector General to Investigate Alleged Violations.** It is the responsibility of the Inspector General to investigate facts or circumstances that may give rise to Cause for Disbarment or the imposition of Sanction(s). Nothing herein shall prevent the Executive Director from referring facts or circumstances that may give rise to Cause for Debarment or the imposition of Sanction(s) to the Audit Committee.

**Section 6.02. Final Report of Inspector General.** Upon conclusion of any investigation or review if the Inspector General determines that there is reason to believe that Cause exists, the Inspection General shall submit a final report to the Audit Chair. The Inspector General's report shall be confidential and not disclosed to any other person.

**Section 6.03. Inspector General to Give Notice.** Where there is reason to believe that Cause exists, the Audit Committee or its designee shall authorize the issuance of the Notice of Proposed Debarment or Imposition of Sanction(s) ("Notice").

**Section 6.04. Notice of Proposed Debarment or Imposition of Sanction(s).** A Notice shall advise the Contractor and any specifically named affiliates or other individuals:

- (a) That Debarment or the imposition of Sanction(s) is being proposed;

- (b) Of the basic facts and reasons for the proposed Debarment or Sanction(s) in terms sufficient to put the Contractor on notice of the conduct and/or transaction(s) upon which it is based;
- (c) Of the Cause(s) relied upon to proposed Debarment or the imposition of Sanction(s);
- (d) That, within 35 days after receipt of the Notice, the Contractor may submit, in writing, information and argument in opposition to the proposed Debarment or Sanction(s);
- (e) The notice address for matters relating to the proposed Debarment or Sanction(s); and
- (f) That a copy or summary of the PBC Procedural Guidelines can be obtained at <http://www.pbcchicago.org> which shall be sufficient to inform the Contractor of the information specified in these Procedural Guidelines.

**Section 6.05. Answer.** The Contractor may submit its answer no more than 35 calendar days after receipt of the Notice. The Contractor's answer must be in writing and shall include an admission, denial, or other response to each of the allegations in the Notice. The date of delivery will be the date of receipt by the PBC. The omission of such a response to any allegation in the Notice shall be deemed an admission of that allegation. The answer also must include all the facts, arguments, or other basis upon which the Contractor contests the Debarment or imposition of Sanction(s). Should the Contractor fail to file a timely answer to the Notice, all of the allegations of the Notice shall be deemed to be admitted. The Contractor must provide contact information for purposes of the Debarment or imposition of Sanction(s) including a contact person or attorney, address, phone number, fax number, and email address. The Contractor may rest on its written answer and/or may request an evidentiary hearing.

**Section 6.06. Hearing.** At the request of the Contractor, an evidentiary hearing shall be held before the Audit Committee on the proposed Debarment or imposition of Sanction(s).

**Section 6.07. Hearing Date.** Within five days of the time for the Contractor to file its answer, the Audit Chair shall notify the Contractor of the time, date and location of the hearing, which hearing shall commence not less than 30 calendar days nor more than 60 calendar days following such notice.

**Section 6.08. Presiding Officer.** The hearing shall be presided over by the Audit Chair or designee ("Presiding Officer"). The Inspector General or Audit Chair designee shall present the PBC's case.

**Section 6.09. Hearing Procedures.** The hearing shall be conducted in a manner consistent with principles of due process and fundamental fairness. The Presiding Officer may use flexible procedures, and is not required to follow formal rules of evidence or procedure. Hearsay evidence may be admitted if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs. The Contractor shall have the right to be represented by counsel, present witnesses and evidence on its own behalf and to cross-examine witness

presented by the PBC. The Presiding Officer and the members of the Audit Committee may also question the witnesses. The Contactor, Inspector General, or Audit Chair designee shall submit a list of all attendees 10 days prior to the hearing, including identifying those persons who will be presented as witnesses. The Presiding Officer designated to conduct the hearing reserves the right to limit the number of witnesses and the length and scope of testimony, including but not limited to prohibiting non-relevant, cumulative, or duplicative testimony.

**Section 6.10. Record of Proceedings.** Hearings conducted pursuant to these Procedural Guidelines shall be recorded in any reliable manner and the evidence shall be entered in the record of the proceedings. A copy of the transcript, audiotape or other medium shall be made available to the Contractor upon written request.

**Section 6.11. Extension of Time.** Any deadline set forth in Article VI may be extended in the discretion of the Audit Chair or Audit Chair designee in the interest of fairness and justice.

**Section 6.12. Settlement.** The Contractor subject to the debarment or sanction proceeding may enter into a settlement agreement with the PBC relating to the proposed Debarment or the imposition of Sanction(s).

**Section 6.13. Withdrawal of Notice of Proposed Debarment or Imposition of Sanction(s).** The Inspector General or Executive Director may withdraw the Notice without prejudice for any reason prior to the final decision.

**Section 6.14. Partial Remedy.** When the Audit Committee determines that the Contractor's conduct was improper but does not rise to a level warranting full debarment, it may recommend imposition of any Sanction as provided in Section 2.01(o), including but not limited to any of the following, suspension for a specified period of time, partial debarment or a finding of non-responsibility as a contractor or subcontractor in relation to particular contracts or classes of contracts.

## **Article VII. Decisions.**

**Section 7.01. Submittal of Recommendation and Record to Board.** Within 60 calendar days of the close of evidence, the Audit Committee shall make its determination with respect to the charges brought. All Audit Committee members who attended the hearing or who were furnished with the complete record of proceedings may vote. The Audit Committee shall prepare its recommendation for action on the charges and submit its recommendation to the Board, together with the complete record of the proceeding before the Audit Committee. The Audit Committee shall, within the same time, notify the Contractor of its recommendation.

**Section 7.02. Contents of Audit Committee Recommendation.** The Audit Committee's recommendation shall:

- (a) Refer to the Notice of Proposed Debarment or Imposition of Sanction(s);
- (b) Specify the reasons for Debarment, imposition of Sanction(s) or other action, with reference to record facts;

- (c) State the period and type of Debarment or Sanction(s), including effective dates;
- (d) State the effect of the Debarment or Sanction(s) on the Contractor's existing contracts with the PBC;
- (e) State the effect of the Debarment or Sanction(s) on the Contractor's eligibility to act as a subcontractor or supplier of any tier on any existing and/or future contracts with other PBC Contractors; and
- (f) State the effect of the Debarment or Sanction(s) on Affiliates or any other individuals.

**Section 7.03. Action by the Board.** Every recommendation shall be submitted to the Board for final action.

**Section 7.04. Board Consideration of Audit Committee Recommendation.** The Board shall give due consideration to the findings, recommendations and record of the Audit Committee in making its determination with respect to the proposed Debarment or imposition of Sanction(s), but is not bound thereby.

**Section 7.05. Board's Action Final.** The Board shall issue its decision in writing and notify the Contractor of its determination. No action, other than the Board action described in this section, is a final action. The Contractor may seek review of final Board action by way of common law *certiorari*.

**Section 7.06. Consequences of Notice of Proposed Debarment.** From the date of issuance of Notice until a decision is made by the Board, the Contractor may:

- (a) Submit bids or proposals on PBC contracts and be awarded contracts and perform work on behalf of the PBC. If a Contractor is later debarred, any contract(s) awarded to the Contractor may be terminated unless an exception is granted pursuant to Section 8.02.
- (b) Continue as a Contractor, subcontractor or supplier on existing contracts. However, if the Contractor, subcontractor or supplier is debarred, the PBC may terminate or suspend the participation by such entity in those contracts unless an exception is granted pursuant to Section 8.02.

## **Article VIII. Period of Debarment, Sanction, Extensions and Reductions.**

**Section 8.01. Duration of Debarment.** The period of Debarment or Sanction(s) may be for a stated period of time, or if no duration is set at the time of the Debarment or Sanction(s), indefinitely. Periods of Debarment or Sanction(s) may be imposed concurrently or consecutively.

**Section 8.02. Emergency Suspension of Debarment or Sanction(s).** The PBC may peremptorily suspend a Debarment or Sanction in whole or in part in order to allow the Contractor to bid on or execute a specific contract where:

- (a) the public health, safety or welfare requires the goods or services of the debarred or sanctioned person or entity, or it is otherwise in the best interest of the PBC to use the goods or services of the person or entity; or
- (b) the PBC is unable to acquire the goods or services at comparable price and quality, or in sufficient quantity from other sources.

**Section 8.03. Relief from Debarment or Sanction(s).** A Contractor may seek relief from a final order of Debarment or the imposition of Sanction(s) on the ground of a material and unforeseen change of circumstance. The Contractor's request for relief shall be submitted to the Audit Chair or Audit Chair designee, who, after determining that the request states on its face grounds for relief, shall schedule a hearing on the request. The hearing, recommendation and determination shall proceed in the manner of a Debarment or imposition of Sanction(s) proceeding. A Contractor's request pursuant to this section is not a mandatory action and seeking relief hereunder is not a prerequisite for common law action for *certiorari*.

#### **Article IX. Scope of Debarment — Imputation.**

**Section 9.01. Imputation.** The fraudulent, criminal, or other improper conduct of any officer, director, shareholder, partner, employee, or other individual associated with a Contractor, subcontractor or supplier may be imputed to such entity when the conduct occurred in connection with the individual's performance of duties for or on behalf of such entity, or with the knowledge, approval, or acquiescence of such entity. The acceptance or attempted acceptance of the benefits derived from the conduct by the Contractor, subcontractor or supplier shall be evidence of knowledge, approval, or acquiescence by such entity.

#### **Article X. Miscellaneous.**

**Section 10.01. No Restriction on Other Procurement.** These Procedural Guidelines do not restrict the Executive Director's ability to make determinations pertaining to the responsibility of a contractor, subcontractor or supplier on a contract-by-contract basis for any reason, including circumstances that constitute Cause under the Procedural Guidelines, or to reject any bid and all bids pursuant or any other provision of law or legally permissible reason.

**Section 10.02. Service of Notice.** Notice shall be by any means reasonably calculated to provide actual notice to the person who is subject to the notice and provide proof of service in the record. If notice is sent by certified mail, return receipt requested or similar means, the notice shall be presumed to have been received within three days.

**Section 10.03. Effective Date.** These Procedural Guidelines shall take effect \_\_\_\_\_, 2013 and shall apply to all conduct, whether occurring before or after the effective date of these Procedural Guidelines.

***PUBLIC BUILDING COMMISSION OF CHICAGO***

***BOARD MEETING – August 20, 2013***

***CHANGE ORDERS***

PUBLIC BUILDING COMMISSION  
SUMMARY OF PROPOSED CHANGE ORDERS  
FOR PBC BOARD MEETING  
August 20, 2013

A	B	C	D	E	F = (D+E)	G	H=(F+G)	I=(E+G/D)
PROJECT	CONTRACT #	CONTRACTOR	ORIGINAL CONTRACT AWARD VALUE	AMOUNT OF PREVIOUSLY APPROVED BOARD CHANGE ORDERS	CURRENT CONTRACT VALUE (Including Previously Approved Board Change Orders)	AUGUST PROPOSED CHANGE ORDERS	ADJUSTED CONTRACT VALUE (Including Approved Current Proposed Change Orders)	APPROVED BOARD CHANGE ORDERS % (of Original Contract)
<b>Construction</b>								
Back of the Yards High School 2111 W. 47th Street Project Manager: Kerry Prout	C1521	Sollitt / Brown & Momen Joint Venture	\$63,822,440.00	\$11,073.00	\$63,833,513.00	\$27,773.00	\$63,861,286.00	0.06%
<b>Close-Out</b>								
Brighton Park II Elementary School (Shields Middle School) 2611 W. 48th Street Close-Out Manager: Winnie Moy	C1518	Sollitt / Oakley Joint Venture	\$26,187,000.00	(\$240,374.00)	\$25,946,626.00	(\$689,929.65)	\$25,256,696.35	-3.55%
Durkin Park Elementary School Linked Annex 8445 S. Kolin Avenue Close-Out Manager: Winnie Moy	C1540	F.H. Paschen / S.N. Nielsen & Associates LLC	\$9,747,000.00	(\$58,000.00)	\$9,689,000.00	(\$314,446.11)	\$9,374,553.89	-3.82%
Stevenson Elementary School Linked Annex 8010 S. Kostner Avenue Close-Out Manager: Winnie Moy	C1539	F. H. Paschen / S.N. Nielsen & Associates	\$10,179,000.00	\$560,155.00	\$10,739,155.00	(\$228,596.00)	\$10,510,559.00	3.26%
Rosenblum Park Development 1911 E. 75th Street Close-Out Manager: Winnie Moy	C1541	F.H. Paschen / S.N. Nielsen & Associates LLC	\$3,183,000.00	\$179,763.00	\$3,362,763.00	(\$195,554.33)	\$3,167,208.67	-0.50%
Henderson Elementary School Renovation 5650 S. Wolcott Close-Out Manager: Winnie Moy	C1537	F.H. Paschen / S.N. Nielsen & Associates LLC	\$8,247,000.00	\$0.00	\$8,247,000.00	(\$50,000.00)	\$8,197,000.00	-0.61%



PUBLIC BUILDING COMMISSION  
SUMMARY OF PROPOSED CHANGE ORDERS  
FOR PBC BOARD MEETING  
August 20, 2013

PROJECT	CONTRACT #	CONTRACTOR	ORIGINAL CONTRACT AWARD VALUE	AMOUNT OF PREVIOUSLY APPROVED BOARD CHANGE ORDERS	CURRENT CONTRACT VALUE (Including Previously Approved Board Change Orders)	AUGUST PROPOSED CHANGE ORDERS	ADJUSTED CONTRACT VALUE (Including Approved Current Proposed Change Orders)	APPROVED BOARD CHANGE ORDERS % (of Original Contract)
Kelly Curie Gage Park High School (Eric Solario Academy HS) 5400 S. St. Louis Close-Out Manager: Winnie Moy	C1474	F.H. Paschen / S.N. Nielsen & Associates LLC	\$72,589,000.00	(\$1,166,426.26)	\$71,422,573.74	\$4,822.08	\$71,427,395.82	-1.60%
South Shore High School (South Shore International College Prep HS) 1955 E. 75th Street Close-Out Manager: Winnie Moy	C1473	Sollitt / Brown & Momen Joint Venture	\$71,416,000.00	\$1,366,213.00	\$72,782,213.00	\$18,593.00	\$72,800,806.00	1.94%
Gwendolyn Brooks College Preparatory Academy 250 E. 111th Street Close-Out Manager: Winnie Moy	C1494	F. H. Paschen / S.N. Nielsen & Associates	\$34,855,000.00	(\$171,515.75)	\$34,683,484.25	\$112,500.00	\$34,795,984.25	-0.17%
Southwest Area High School (Sarah E. Goode STEM Academy) 7651 S. Homan Avenue Close-Out Manager: Winnie Moy	C1515	F.H. Paschen / S.N. Nielsen & Associates LLC	\$62,452,000.00	\$0.00	\$62,452,000.00	\$532,571.91	\$62,984,571.91	0.85%
Edgewater Branch Library 6000 N. Broadway Close-Out Manager: L Chet Cobb	C1533R	Burling Builders, Inc.	\$7,614,000.00	\$286,565.31	\$7,900,565.31	(\$133,304.73)	\$7,767,260.58	2.01%
31st Street Harbor - Landside 3155 S. Lake Shore Drive Close-Out Manager: Chet Cobb	C1504	McHugh Construction	\$54,222,264.54	\$209,562.55	\$54,431,827.09	\$133,361.11	\$54,565,188.20	0.63%

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

Back of the Yards High School

2111 W. 47<sup>th</sup> Street

August 20, 2013

Sollitt / Brown and Momen Joint Venture

790 N. Central Avenue

Wood Dale, IL 60191

CO	BULL	CONTRACT NUMBER 1521	
NUM	NUM	ORIGINAL CONTRACT AWARD VALUE	\$63,822,440.00
		APPROVED CHANGE ORDERS	\$11,073.00
<hr/>			
		<b>CURRENT CONTRACT VALUE</b>	<b>\$63,833,513.00</b>
002	1521-104R	Library signage revisions. Other.	\$27,773.00

TOTAL CHANGE

\$27,773.00

**ADJUSTED CONTRACT VALUE AFTER APPROVED CHANGES**

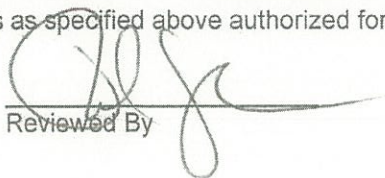
**\$63,861,286.00**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1521 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

Brighton Park II Elementary School

(Shields Middle School)

2611 W. 48<sup>th</sup> Street

August 20, 2013

Sollitt Oakley Joint Venture

790 N. Central Avenue

Wood Dale, IL 60191

CHNG	BULL	CONTRACT NUMBER 1518	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$26,187,000.00
NUM		APPROVED CHANGE ORDERS	(\$240,374.00)
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$25,946,626.00</b>
002	1518-64	Deduct unused site work allowance. Other.	(\$592,729.57)
002	1518-65	Liquidated Damages associated with failure to meet economic sustainability goals and requirements. Other.	(\$45,606.08)
002	1518-66	Deduct unused Commission's contingency. Other.	(\$51,594.00)

TOTAL CHANGE ADDITION (\$689,929.65)

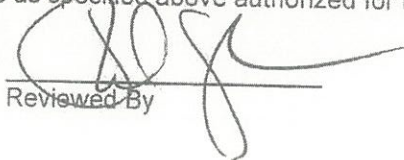
**ADJUSTED CONTRACT PRICE AFTER APPROVAL \$25,256,696.35**

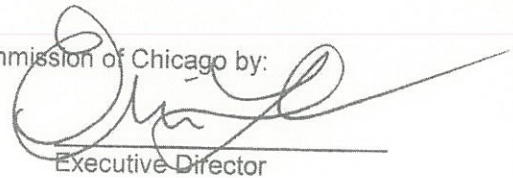
All interested parties are hereby notified that the Change Order listed above shall apply to Contract No.1518 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

**Public Building Commission of Chicago  
Workforce Liquidated Damages Report**

**Project:** Brighton Park II  
**Base Bid:** \$26,187,000.00

**Contract No:** C1518  
**Data Date:** 7/26/2013

**Contractor:** George Sollitt/Oakley JV  
**Adjusted Contract:** \$25,302,302.43

	Total Hours
<b>Journeyworkers</b>	<b>80,361</b>
Minority	
Female	
<b>Apprentice</b>	<b>10,149</b>
Minority	
Female	
<b>Laborer</b>	<b>20,706</b>
Minority	
Female	
<b>City Residency</b>	<b>112,878</b>
<b>Community Hiring</b>	<b>112,878</b>

Goal %	Goal Hours
50	40,180
10	8,036
50	5,074
10	1,015
50	10,353
10	2,071
50	56,439
7.50	8,466

Actual %	Actual Hours
48.98	39,358
7.95	6,390
95.64	9,707
13.59	1,380
94.80	19,630
6.61	1,369
51.70	58,362
6.30	7,110

Shortfall	Liquidated Damages
1	\$10,474.80
2	\$20,949.60
0	\$0.00
0	\$0.00
0	\$0.00
3	\$7,856.10
0	\$0.00
0.5	\$6,325.58

**Total Liquidated Damages \$45,606.08**

- Journeyworkers: .0004 x base bid x shortfall points
- Apprentices: .0003 x base bid x shortfall points
- Laborers: .0001 x base bid x shortfall points
- City Residency & Community Hiring: .0005 x adjusted contract value x shortfall points

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

Durkin Park Elementary School Linked Annex

8445 S. Kolin Avenue

August 20, 2013

F.H. Paschen / SN Nielsen & Assoc.

5515 N. East River Road

Chicago, IL 60656

CHNG	BULL	<b>CONTRACT NUMBER 1540</b>	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$9,747,000.00
NUM		APPROVED CHANGE ORDERS	(\$58,000.00)
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$9,689,000.00</b>
002	1540-17	Deduct unused site work allowance. Other.	(\$314,446.11)

TOTAL CHANGE ADDITION (\$314,446.11)

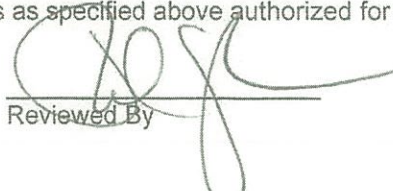
**ADJUSTED CONTRACT PRICE AFTER APPROVAL \$9,374,553.89**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1540 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
\_\_\_\_\_  
Reviewed By

  
\_\_\_\_\_  
Executive Director

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

Stevenson Elementary School Linked Annex

8010 S. Kostner Avenue

August 20, 2013

F.H. Paschen / SN Nielsen & Assoc.

5515 N. East River Road

Chicago, IL 60656

CHNG	BULL	<b>CONTRACT NUMBER 1539</b>	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$10,179,000.00
NUM		APPROVED CHANGE ORDERS	\$560,155.00
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$10,739,155.00</b>
004	1539-31	Deduct unused site work allowance. Other.	(\$228,596.00)

TOTAL CHANGE ADDITION (\$228,596.00)

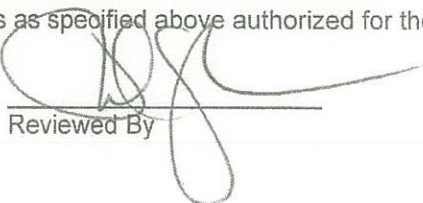
**ADJUSTED CONTRACT PRICE AFTER APPROVAL \$10,510,559.00**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1539 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

# PUBLIC BUILDING COMMISSION OF CHICAGO

## CHANGE ORDER

Rosenblum Park Development

1911 E. 75<sup>th</sup> Street

August 20, 2013

F. H. Paschen / SN Nielsen & Associates

5515 N. East River Road

Chicago, IL 60656

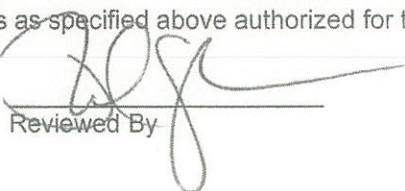
CO	BULL	CONTRACT NUMBER 1541	
NUM	NUM	ORIGINAL CONTRACT AWARD VALUE	\$3,183,000.00
		APPROVED CHANGE ORDERS	\$179,763.00
<hr/>			
		<b>CURRENT CONTRACT VALUE</b>	<b>\$3,362,763.00</b>
002	1541-18	Deduct unused site work allowance. Other.	(\$135,000.00)
002	1541-19	Deduct unused Commission's contingency. Other.	(\$55,002.00)
002	1541-20	Liquidated Damages associated with failure to meet economic sustainability goals and requirements. Other.	(\$5,552.33)
TOTAL CHANGE			(\$195,554.33)
<hr/>			
ADJUSTED CONTRACT VALUE AFTER APPROVED CHANGES			\$3,167,208.67

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1541 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

**Public Building Commission of Chicago  
Workforce Liquidated Damages Report**

**Project:** Rosenblum Park Development  
**Base Bid:** \$3,183,000.00

**Contract No:** C1541  
**Data Date:** 7/26/2013

**Contractor:** FH Paschen  
**Adjusted Contract:** \$3,172,761.00

	Total Hours	Goal %	Goal Hours	Actual %	Actual Hours	Shortfall	Liquidated Damages
<b>Journeyworkers</b>	<b>6,762</b>						
Minority		40	2,705	51.12	3,457	0	\$0.00
Female		2.5	169	6.28	424	0	\$0.00
<b>Apprentice</b>	<b>669</b>						
Minority		50	334	57.59	385	0	\$0.00
Female		10	67	16.68	112	0	\$0.00
<b>Laborer</b>	<b>3,382</b>						
Minority		50	1,691	88.97	3,009	0	\$0.00
Female		3	101	3.73	126	0	\$0.00
<b>City Residency</b>	<b>11,754</b>	50	5,877	53.39	6,276	0	\$0.00
<b>Community Hiring</b>	<b>11,754</b>	7.5	882	3.89	458	3.5	\$5,552.33
<b>Total Liquidated Damages</b>							<b>\$5,552.33</b>

- Journeyworkers: .0004 x base bid x shortfall points
- Apprentices: .0003 x base bid x shortfall points
- Laborers: .0001 x base bid x shortfall points
- City Residency & Community Hiring: .0005 x adjusted contract value x shortfall points



# PUBLIC BUILDING COMMISSION OF CHICAGO

## CHANGE ORDER

Henderson Elementary School Renovation

5650 S. Wolcott

August 20, 2013

F.H. Paschen / SN Nielsen & Assoc.

5515 N. East River Road

Chicago, IL 60656

CHNG	BULL	<b>CONTRACT NUMBER 1537</b>	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$8,247,000.00
NUM		APPROVED CHANGE ORDERS	\$0.00
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$8,247,000.00</b>
001	1537-60	Deduct unused site work allowance. Other.	(\$50,000.00)

TOTAL CHANGE ADDITION (50,000.00)

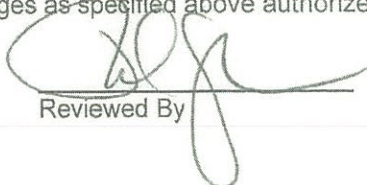
**ADJUSTED CONTRACT PRICE AFTER APPROVAL \$8,197,000.00**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1537 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

# PUBLIC BUILDING COMMISSION OF CHICAGO

## CHANGE ORDER

Kelly Curie Gage Park High School  
(Eric Solario Academy High School)

5400 S. St. Louis

August 20, 2013

F.H. Paschen / SN Nielsen & Associates

5515 N. East River Road

Chicago, IL 60656

CHNG	BULL	CONTRACT NUMBER	1474	
ORDR	NUM	ORIGINAL CONTRACT PRICE		\$72,589,000.00
NUM		APPROVED CHANGE ORDERS		(\$1,166,426.26)
<b>ADJUSTED CONTRACT PRICE TO DATE</b>				<b>\$71,422,573.74</b>
008	1474-38	Modify sprinkler heads at various locations. Error or Omission.		\$12,475.00
008	1474-54	Deduct unused Commission's contingency. Other.		(\$7,652.92)

TOTAL CHANGE ADDITION

\$4,822.08

**ADJUSTED CONTRACT PRICE AFTER APPROVAL**

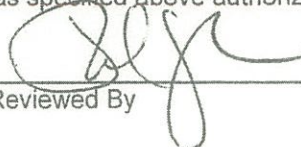
**\$71,427,395.82**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1473 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

South Shore High School

(South Shore International College Prep High School)

1955 E. 75<sup>th</sup> Street

August 20, 2013

**Sollitt / Brown and Momen JV**

790 N. Central Avenue

Wood Dale, IL 60191

CHNG	BULL	<b>CONTRACT NUMBER 1539</b>	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$71,416,000.00
NUM		APPROVED CHANGE ORDERS	\$1,366,213.00
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$72,782,213.00</b>
007	1473-42	Revised glass type. Error or Omission.	\$30,000.00
007	1473-305	Deduct unused Commission's contingency. Other.	(\$11,406.80)

TOTAL CHANGE ADDITION

\$18,593.20

**ADJUSTED CONTRACT PRICE AFTER APPROVAL**

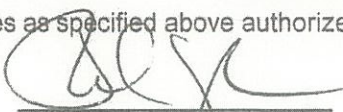
**\$72,800,806.20**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1473 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

Gwendolyn Brooks College Preparatory Academy

250 E. 111<sup>th</sup> Street

August 20, 2013

F.H. Paschen / SN Nielsen & Assoc.

5515 N. East River Road

Chicago, IL 60656

CHNG	BULL	CONTRACT NUMBER 1494	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$34,855,000.00
NUM		APPROVED CHANGE ORDERS	(\$171,515.75)
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$34,683,484.25</b>
002	1494-124	Furnish and install electrical rough-in for closed-circuit televisions system (CCTV) in Building B. Client Directed Change.	\$40,243.00
002	1494-159	Remove and replace the sidewalk, stairs, and service ramps on northern side of the Athletic Building. Error or Omission.	\$32,852.00
002	1494-162	Modify piping connections between pool main line, pool heater and Dectron unit, and provide programming and sequence of operation of system. Error or Omission.	\$39,405.00

TOTAL CHANGE ADDITION

\$112,500.00

**ADJUSTED CONTRACT PRICE AFTER APPROVAL**

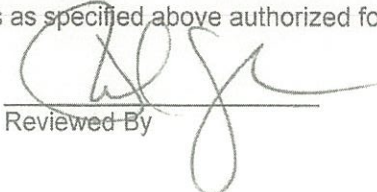
**\$34,795,984.25**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1494 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

# PUBLIC BUILDING COMMISSION OF CHICAGO

## CHANGE ORDER

Southwest Area High School  
(Sarah E. Goode STEM Academy)

7651 S. Homan Avenue

August 20, 2013

F.H. Paschen / S.N. Nielsen & Assoc.

5515 N. East River Road

Chicago, IL 60656

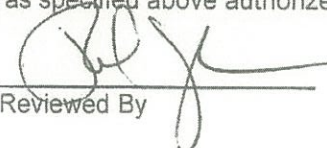
CHNG	BULL	CONTRACT NUMBER 1515	
ORDR	NUM	ORIGINAL CONTRACT PRICE	\$62,452,000.00
NUM		APPROVED CHANGE ORDERS	\$0.00
<b>ADJUSTED CONTRACT PRICE TO DATE</b>			<b>\$62,452,000.00</b>
001	1515-98	Time extension and modifications to multiple classrooms associated with change to STEM Labs. Revised Substantial Completion Date is August 10, 2012. Client Directed Change.	\$600,562.83
001	1515-122	Green roof system material revision. Error or Omission.	\$74,345.22
001	1515-134	Liquidated Damages associated with failure to meet economic sustainability goals and requirements. Other.	(\$156,130.00)
001	1515-135	Deduct unused closed-circuit television system (CCTV) allowance. Other.	(\$94.46)
001	1515-138	Deduct unused Commission's contingency. Other	(\$28,816.38)
001	1515-139	Deduct unused site work allowance. Other.	(\$20,307.00)
001	1515-143	Light fixture modifications at multiple locations. Error or Omission.	\$63,011.70
TOTAL CHANGE ADDITION			\$532,571.91
<b>ADJUSTED CONTRACT PRICE AFTER APPROVAL</b>			<b>\$62,984,571.91</b>

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1515 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

**Public Building Commission of Chicago  
Workforce Liquidated Damages Report**

**Project:** Southwest Area High School      **Contract No.:** C1515      **Contractor:** FH Paschen  
**Base Bid:** \$62,452,000.00      **Data Date:** 7/26/2013      **Adjusted Contract:** \$63,140,701.91

	Total Hours	Goal %	Goal Hours	Actual %	Actual Hours	Shortfall	Liquidated Damages
<b>Journeyworkers</b>	<b>230,488</b>						
Minority		50	115,244	48.29	111,300	1	\$24,980.80
Female		10	23,049	4.47	10,312	5	\$124,904.00
<b>Apprentice</b>	<b>26,582</b>						
Minority		50	13,291	73.23	19,466	0	\$0.00
Female		10	2,658	18.63	4,951	0	\$0.00
<b>Laborer</b>	<b>70,678</b>						
Minority		50	35,339	92.55	65,415	0	\$0.00
Female		10	7,068	8.45	5,970	1	\$6,245.20
<b>City Residency</b>	<b>332,128</b>	50	166,064	50.89	169,036	0	\$0.00
<b>Community Hiring</b>	<b>332,128</b>	7.5	24,910	9.03	29,984	0	\$0.00
<b>Total Liquidated Damages</b>							<b>\$156,130.00</b>

Journeyworkers: .0004 x base bid x shortfall points  
 Apprentices: .0003 x base bid x shortfall points  
 Laborers: .0001 x base bid x shortfall points  
 City Residency & Community Hiring: .0005 x adjusted contract value x shortfall points

**PUBLIC BUILDING COMMISSION OF CHICAGO**

CHANGE ORDER

Edgewater Branch Library

6000 N. Broadway

August 20, 2013

Burling Builders, Inc.  
44 W. 60<sup>th</sup> Street  
Chicago, IL 60621

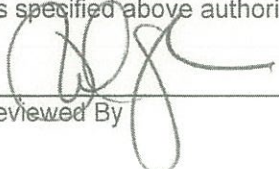
CO	BULL	CONTRACT NUMBER	1533R
NUM	NUM	ORIGINAL CONTRACT AWARD VALUE	\$7,614,000.00
APPROVED CHANGE ORDERS			\$246,093.13
<b>CURRENT CONTRACT VALUE</b>			<b>\$7,860,093.13</b>
006	1533R- 35	Revise library stack shelving system. Client Directed Change.	\$15,306.40
006	1533R-42	Increase sizing of cast stone expansion anchors. Error or Omission.	\$2,335.06
006	1533R-44	Provide additional control joints at interior CMU walls. Other.	\$2,158.52
006	1533R-45	Eliminate mechanical room closet and provide new closet at 2 <sup>nd</sup> floor corridor. Other.	\$7,720.53
006	1533R-46	Revise floor finish at Circulation Control Center and Work Room. Client Directed Change.	\$16,909.18
006	1533R-49	Alley pavement sawcutting. Other.	\$4,992.48
006	1533R-51	Spring landscaping re-tagging. Other.	\$6,490.75
006	1533R-52	Spare conduit at north and south elevations of vestibule. Other.	\$6,276.26
006	1533R-55	Fill discovered voids beneath pavement at Broadway with concrete. Differing Site Conditions.	\$1,623.63
006	1533R-57	Alley manhole replacement. Other.	\$2,882.46
006	1533R-60	Deduct unused site work allowance Other.	(\$200,000.00)
<b>TOTAL CHANGE ADDITION</b>			<b>(\$133,304.73)</b>
<b>ADJUSTED CONTRACT VALUE AFTER APPROVED CHANGES</b>			<b>\$7,767,260.58</b>

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1533R heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number 7950

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

  
Reviewed By

  
Executive Director

# PUBLIC BUILDING COMMISSION OF CHICAGO

## CHANGE ORDER

31<sup>st</sup> Street Harbor – Landside

3155 S. Lakeshore Drive

August 20, 2013

McHugh Construction Company

1737 S. Michigan Avenue

Chicago, IL 60616

CO	BULL	<b>CONTRACT NUMBER 1504</b>	
NUM	NUM	ORIGINAL CONTRACT AWARD VALUE	\$54,222,264.54
		APPROVED CHANGE ORDERS	\$209,562.55
<b>CURRENT CONTRACT VALUE</b>			<b>\$54,431,827.09</b>
004	1504-69M	Revetment demolition required for dock utility installation. Differing site conditions.	\$133,361.11

TOTAL CHANGE

\$133,361.11

**ADJUSTED CONTRACT VALUE AFTER APPROVED CHANGES**

**\$54,565,188.20**

All interested parties are hereby notified that the Change Order listed above shall apply to Contract No. 1504 heretofore issued by the Public Building Commission.

All parties shall apply the change as indicated above.

Resolution Number

7950

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

Reviewed By

Executive Director



NOTICE OF AWARD  
AUGUST 2013

REQUEST FOR SERVICE \$25,000 & UNDER					
Project Name	Service	Type	M/WBE	Firm	\$ Total
Richard M. Daley Branch Library	Provide construction oversight for remedial work			Architectural Consulting Services	\$ 23,700.00
Richard M. Daley Branch Library	Provide various signage throughout the facility			Art Dose	\$ 3,256.00
Gwendolyn Brooks High School Addition	Investigated Services for hot water issues			Architectural Consulting Services	\$ 2,700.00
CPS School Action Program	Purchase of two hard drives data			CDW-G	\$ 214.97
PBC Administration	Domain name 3 year renewal			Network Solutions	\$ 113.97
PBC Administration	Purchase new laptop battery			CDW-G	\$ 91.54

**NOTICE OF AWARD  
AUGUST 2013**

TASK ORDERS AWARDED AGAINST TERM CONTRACTS					
Project Name	Service	Type	M/WBE	Firm	\$ Total
Chinatown Branch Library	Environmental ABC Services	A		Environmental Group Services, Ltd.	\$ 59,687.50
Chinatown Branch Library	Environmental ABC Services	A		Environmental Group Services, Ltd.	\$ 40,862.50
Coonley Elementary School Addition	Environmental Reno/Demo Services	R		Environmental Consulting Group, Inc.	\$ 20,825.00
Lakeview HS STEM Renovation	Environmental Reno/Demo Services	D	MBE	GSG Consultants, Inc.	\$ 87,684.00
Mt. Greenwood Linked Annex Project	Construction Material Testing Services	A		AECOM Technical Services	\$ 1,624.75
Lakeview HS STEM Renovation	Construction Material Testing Services	R		Terracon Consultants, Inc.	\$ 28,747.00
School Investment Program	Surveyor Services	D	WBE	Terra Engineering, Ltd	\$ 17,700.00
School Investment Program	Surveyor Services	D	MBE	DB Sterlin Consultants, Inc.	\$ 42,200.00

Specialty Consultant	Term Limits Not to Exceed
Environmental-Category A,B,C	\$1,500,000.00
Environmental Reno/Demo	\$1,000,000.00
Geotechnical	\$750,000.00
Material Testing	\$1,000,000.00
Surveying	\$200,000.00
Traffic Study	\$200,000.00
Commissioning	\$500,000.00

R - Rotation
RMW - M/WBE Deficiency
C- Cradle to Grave (Environmental)
D - Directed Source
AT - Amendment to task order
A - Additional Services