

**RESOLUTION TO ENTER INTO
GUARANTEED ENERGY SAVINGS CONTRACT**

WHEREAS, the Board of Education of Roselle School District No. 12, DuPage County, Illinois ("District 12" or the "Board"), has authority to enter into a guaranteed energy savings contract with a qualified provider experienced in the design, implementation, or installation of energy conservation measures, in accordance with the provisions of Article 19b of *The School Code*, 105 ILCS 5/19b-1 et. seq.; and

WHEREAS, Performance Services, Inc. ("PSI"), being such a qualified provider, previously submitted a sealed proposal in response to a Request for Proposals issued by District 112, analyzing the feasibility of and recommending implementing certain energy conservation measures in facilities of District 12; and

WHEREAS, the Board entered into a guaranteed energy savings contract ("GES Contract") with PSI on dated January 16, 2018, which included a portion of the work proposed by PSI; and

WHEREAS, PSI completed all of the work in the GES Contract; and

WHEREAS, PSI has now proposed to amend the GES Contract to include the additional work that was originally proposed by PSI, to implement additional energy conservation measures involving solar energy; and

WHEREAS, it would serve the best interests of District 12 to enter into such agreement with PSI;

WHEREAS, District 12 has followed all procedural requirements of Section 19b of the *School Code*, including providing public notice of the meeting at which it proposes to award the amendment at least 10 days prior to the meeting and obtaining an evaluation of the proposal by a registered professional engineer or architect retained by District 12.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Roselle District No. 12, DuPage County, Illinois as follows:

Section 1. The above preamble recitals are incorporated in and made a part of this resolution.

Section 2. The Board hereby finds that the amount it would spend on the energy conservation measures recommended in the proposed amendment would not exceed the amount to be saved in energy costs and energy-related operational costs within a 20-year period from the date of installation, if the recommendations in said proposal are followed.

Section 3. The Board hereby approves, pending final review and approval by legal counsel, entering into an amendment to the GES Contract with PSI, in substantially the form that is included here as Exhibit A, which is attached hereto and made a part hereof.

Section 4. The Board hereby authorizes the Superintendent or her designee to execute said amendment on the Board's behalf upon final review and approval by legal counsel, as well as all such related documents as may be needed or expedient to accomplish the purpose of this resolution.

Section 5: This resolution shall be in full force and effect immediately upon its passage.

Adopted this 7th day of January, 2022 by the following vote:

AYES:

NAYS:

ABSENT:

President, Board of Education

ATTEST:

Secretary, Board of Education