



# RESOLUTION No. 18-355

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

### RESOLUTION APPROVING AND AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE AMENDMENT NO. 2 TO THE AGREEMENT BETWEEN THE COUNTY OF NEVADA AND CLIMATEC LLC ENTITLED NON-SOLAR INSTALLATION AGREEMENT TO PROVIDE AN ENERGY CONSERVATION AND SOLAR ENERGY GENERATION PROGRAM AND TO IMPLEMENT ENERGY CONSERVATION MEASURES AT VARIOUS COUNTY FACILITIES

WHEREAS, an Agreement with Climatec LLC for installation of energy efficiency improvements at various Nevada County Facilities and to oversee a program of energy conservation measures and solar energy generation was entered into and authorized through Resolution 16-176 and subsequently amended by Resolution 16-382; and

WHEREAS, the parties desire to amend the Agreement to provide for a modification of the scope of work and a reduction in the total contract cost.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Supervisors approves and authorizes the Chair of the Board to execute, in substantially the form attached hereto, Amendment No. 2 to the Non-Solar Installation Agreement between the County of Nevada and Climatec LLC.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 10th day of July 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Edward Scofield, Chair

7/10/2018 cc: IGS\*  
AC\* (Hold)

7/13/2018 cc: IGS\*  
AC\* (Release)  
Climatec, LLC.

**AMENDMENT NO. 2 TO CONTRACT WITH CLIMATEC LLC**

**THIS AMENDMENT** is executed this 10<sup>th</sup> day of July, 2018 by and between CLIMATEC LLC and COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled NON-SOLAR INSTALLATION AGREEMENT executed on April 26, 2016 by Resolution 16-176 and which Agreement was subsequently amended on July 26, 2016 by Resolution 16-382.

**WHEREAS**, during the execution of the project the parties identified additional work that was required to be performed in order to meet the energy conservation objectives of the project, and identified work in the original contract scope that was not required to be performed; and

**WHEREAS**, the parties desire to amend their agreement to allow or provide for a modification of the scope of work and a reduction in the total contract cost;

**NOW, THEREFORE**, the parties hereto agree as follows:

1. This amendment shall be effective as of July 10, 2018.
2. That the scope of work shall be modified to add the following additional work:
  - Removal and disposal of parapet wall at the Crown Point facility
  - Upgrade to adhesive fastening system and other roof upgrades at the Crown Point facility
  - Addition of building automation system equipment at the Animal Shelter and Juvenile Hall
3. That the scope of work shall be modified to delete the following work: supervision of the solar installations at the Lake of the Pines Wastewater Treatment Plant and Ranch Property.
4. That the contract price shall be reduced by \$23,606 to \$2,361,991
5. That in all other respects the prior agreement of the parties, as previously amended, shall remain in full force and effect except as amended herein.

APPROVED AS TO FORM:  
COUNTY COUNSEL

By:  \_\_\_\_\_

ATTEST:

By:  \_\_\_\_\_  
Julie Patterson Hunter  
Clerk of the Board of Supervisors

COUNTY OF NEVADA

By:  \_\_\_\_\_  
Honorable Edward C. Scofield  
Chair of the Board of Supervisors

CONTRACTOR:

By:  \_\_\_\_\_