

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE FIRST AMENDMENT TO THE ENERGY SERVICES AGREEMENT WITH NORESKO, LLC FOR ENERGY PERFORMANCE SERVICES.

WHEREAS, on July 6, 2022, the City Commission passed and adopted Resolution No. R-2022-206, authorizing appropriate City officials to execute an Energy Services Agreement (“Agreement”) with Noresko, LLC (“Noresko”); and

WHEREAS, on July 29, 2022, the City entered into an Energy Services Agreement with Noresko to develop a comprehensive energy management plan to improve various City buildings, structures, lighting, and facilities; and

WHEREAS, on May 17, 2023, the City Commission approved Construction Work Order No. 1 to upgrade approximately 3,000 City-owned streetlights to LED technology; and

WHEREAS, on May 17, 2023, the City Commission also approved Audit Work Order No. 2 to conduct investment grade audits of various other energy conservation opportunities such as HVAC/mechanical and other building improvements, smart city initiatives, and park exterior lighting and athletic field lighting; and

WHEREAS, during discussions at the City Commission meeting on May 17, 2023, the City Commission directed staff to work with Noresko to strengthen contract language pertaining to indemnification and liability in the Agreement; and

WHEREAS, the City desires to execute the attached First Amendment to the Agreement to strengthen the abovementioned contract language, which will apply to all current and future audit and construction work orders issued pursuant to the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached First Amendment to the Energy Services Agreement with Noresko, LLC, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

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Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2023.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY