

Legal Counsel Approval 

RL15-046

Introductory No. R15-30

Permanent No. R15-28



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: March 18, 2015

Sponsored by Council Members: Motsavage, Papastrat, Mihalko, Berg, Matzo

Introduced by Committee: Finance

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
JOHNSON CONTROLS INC. TO DEVELOP AN
ENERGY SAVINGS PERFORMANCE
CONTRACT**

WHEREAS, the City Engineer has recommended entering into an agreement with Johnson Controls Inc. to provide for the development of facility improvements through an energy savings performance contract at a cost not to exceed \$165,500, as stated in the attached proposal; and

WHEREAS, the City of Binghamton will have no obligation to pay this fee if the City enters into a Performance Contract Agreement with Johnson Controls Inc., the project fails to conform to NYS Energy Law, Article 9, or if the project is not approved by New York State Electric & Gas (NYSEG); and

WHEREAS, funding is available from the 2015 Capital budget line H5182.525151.21815 (LED Street and Ramp Lighting).

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby:

RESOLVE that the Mayor, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with Johnson Controls Inc. for the development of facility improvements through an energy savings performance contract; and be it further

RESOLVED that funding is available from the 2015 Capital Capital budget H5182.525151.21815 (LED Street and Ramp Lighting).

I HEREBY CERTIFY that the above described funds are unencumbered and available

Chuck Shager, Comptroller

I hereby certify the above to be a true copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on 3/18/15. Approved by the Mayor on 3/19/15.

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CONTROLS INC. TO DEVELOP AN ENERGY
SAVINGS PERFORMANCE CONTRACT

The within Resolution was adopted by the Council of
the City of Binghamton.

March 18, 2015
Date

Jenny Pellitteri
City Clerk

March 19, 2015
Date Presented to Mayor

3/19/15
Date Approved

Michael Lombardi
Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko	✓			
Rennia		✓		
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg	✓			
Total	6	1	1	

Code of the City of Binghamton

Adopted Defeated

6 Ayes 1 Nays 0 Abstain 0 Absent