

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2010 - 197

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO AN AGREEMENT WITH TRANE U.S. INC. PROVIDING FOR THE TERMS AND CONDITIONS UNDER WHICH AN ENGINEERING ANALYSIS, ASSOCIATED WITH THE ENERGY SERVICES AGREEMENT, WILL BE ADMINISTERED FOR ADDITIONAL WORK AT THE H. R. BANKE JUSTICE COMPLEX AND CLAYTON COUNTY LANDFILL; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT AND OTHERWISE TO PERFORM ALL OTHER ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO AUTHORIZE THE FINANCE DIRECTOR TO PROVIDE FOR IN THE BUDGET AN APPROPRIATE REVENUE SOURCE AND EXPENSE, ALL AS MAY BE REQUIRED UNDER THE TERMS OF THE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the Clayton County Board of Commissioners (the "County") desires to enter into an agreement with Trane U. S. Inc. ("Trane") for an engineering analysis at the H. R. Banke Justice Complex and Clayton County Landfill with no initial financial obligation to the County, but acknowledges that all associated costs shall be incorporated into Trane's projected costs in the event Trane and the County execute an Energy Saving Performance Contract with respect to the Landfill engineering analysis; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County, and the County will best be served by entering into the agreement for an engineering analysis as contemplated therein.

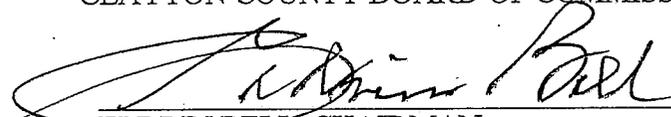
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS  
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

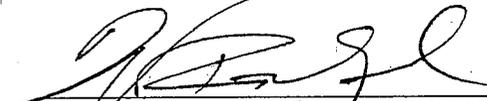
Section 1. The Board of Commissioners hereby authorizes the County to enter into an agreement with Trane U. S. Inc. ("Trane") for an engineering analysis at the H. R. Banke Justice Complex and Clayton County Landfill with no initial financial obligation to the County, but acknowledges that all associated costs shall be incorporated into Trane's projected costs in the event Trane and the County execute an Energy Saving Performance Contract with respect to the Landfill engineering analysis. The Board of Commissioners hereby authorizes the Chairman to execute the agreement and to perform all other acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Director of Finance to provide for in the Budget an appropriate revenue source and expense, all as may be required under the terms of the agreement. The agreement shall be in substantially the form attached hereto.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 19<sup>th</sup> day of October, 2010.

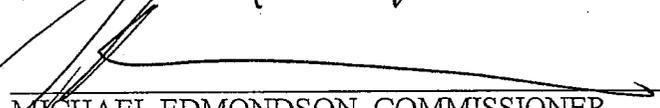
CLAYTON COUNTY BOARD OF COMMISSIONERS

  
ELDRIN BELL, CHAIRMAN

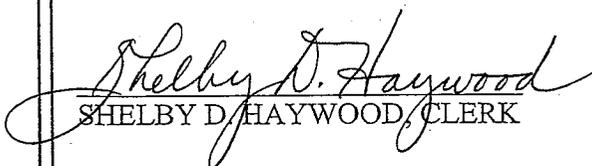
  
WOLE RALPH, VICE CHAIRMAN

  
GAIL B. HAMBRICK, COMMISSIONER

  
SONNA SINGLETON, COMMISSIONER

  
MICHAEL EDMONDSON, COMMISSIONER

ATTEST:

  
SHELBY D. HAYWOOD, CLERK